

Senate File 515

S-3366

1 Amend Senate File 515 as follows:

2 1. By striking everything after the enacting clause and  
3 inserting:

4 <DIVISION I

5 DEPARTMENT ON AGING — FY 2017-2018

6 Section 1. DEPARTMENT ON AGING. There is appropriated from  
7 the general fund of the state to the department on aging for  
8 the fiscal year beginning July 1, 2017, and ending June 30,  
9 2018, the following amount, or so much thereof as is necessary,  
10 to be used for the purposes designated:

11 For aging programs for the department on aging and area  
12 agencies on aging to provide citizens of Iowa who are 60 years  
13 of age and older with case management for frail elders, Iowa's  
14 aging and disabilities resource center, and other services  
15 which may include but are not limited to adult day services,  
16 respite care, chore services, information and assistance,  
17 and material aid, for information and options counseling for  
18 persons with disabilities who are 18 years of age or older,  
19 and for salaries, support, administration, maintenance, and  
20 miscellaneous purposes, and for not more than the following  
21 full-time equivalent positions:

22 ..... \$ 11,042,476  
23 ..... FTEs 27.00

24 1. Funds appropriated in this section may be used to  
25 supplement federal funds under federal regulations. To  
26 receive funds appropriated in this section, a local area  
27 agency on aging shall match the funds with moneys from other  
28 sources according to rules adopted by the department. Funds  
29 appropriated in this section may be used for elderly services  
30 not specifically enumerated in this section only if approved  
31 by an area agency on aging for provision of the service within  
32 the area.

33 2. Of the funds appropriated in this section, \$279,946 is  
34 transferred to the economic development authority for the Iowa  
35 commission on volunteer services to be used for the retired and

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 senior volunteer program.

2 3. a. The department on aging shall establish and enforce  
3 procedures relating to expenditure of state and federal funds  
4 by area agencies on aging that require compliance with both  
5 state and federal laws, rules, and regulations, including but  
6 not limited to all of the following:

7 (1) Requiring that expenditures are incurred only for goods  
8 or services received or performed prior to the end of the  
9 fiscal period designated for use of the funds.

10 (2) Prohibiting prepayment for goods or services not  
11 received or performed prior to the end of the fiscal period  
12 designated for use of the funds.

13 (3) Prohibiting the prepayment for goods or services  
14 not defined specifically by good or service, time period, or  
15 recipient.

16 (4) Prohibiting the establishment of accounts from which  
17 future goods or services which are not defined specifically by  
18 good or service, time period, or recipient, may be purchased.

19 b. The procedures shall provide that if any funds are  
20 expended in a manner that is not in compliance with the  
21 procedures and applicable federal and state laws, rules, and  
22 regulations, and are subsequently subject to repayment, the  
23 area agency on aging expending such funds in contravention of  
24 such procedures, laws, rules and regulations, not the state,  
25 shall be liable for such repayment.

26 4. Of the funds appropriated in this section, at least  
27 \$250,000 shall be used to fund the unmet needs identified  
28 through Iowa's aging and disability resource center network.

29 5. Of the funds appropriated in this section, at least  
30 \$600,000 shall be used to fund home and community-based  
31 services through the area agencies on aging that enable older  
32 individuals to avoid more costly utilization of residential or  
33 institutional services and remain in their own homes.

34 6. Of the funds appropriated in this section, \$812,537  
35 shall be used for the purposes of [chapter 231E](#) and section

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 231.56A, of which \$350,000 shall be used for the office of  
2 substitute decision maker pursuant to [chapter 231E](#), and the  
3 remainder shall be distributed equally to the area agencies on  
4 aging to administer the prevention of elder abuse, neglect, and  
5 exploitation program pursuant to [section 231.56A](#), in accordance  
6 with the requirements of the federal Older Americans Act of  
7 1965, 42 U.S.C. §3001 et seq., as amended.

8 7. Of the funds appropriated in this section, \$750,000  
9 shall be used to fund continuation of the aging and disability  
10 resource center lifelong links to provide individuals and  
11 caregivers with information and services to plan for and  
12 maintain independence.

13 8. Notwithstanding section 8.39, for the fiscal year  
14 beginning July 1, 2017, the department may transfer funds  
15 within or between the allocations made in this division of this  
16 Act for the same fiscal year in accordance with departmental  
17 priorities. The department shall report any such transfers  
18 to the individuals specified in this Act for submission of  
19 reports. This subsection shall not be construed to prohibit  
20 the use of existing state transfer authority for other  
21 purposes.

22 DIVISION II

23 OFFICE OF LONG-TERM CARE OMBUDSMAN — FY 2017-2018

24 Sec. 2. OFFICE OF LONG-TERM CARE OMBUDSMAN. There is  
25 appropriated from the general fund of the state to the office  
26 of long-term care ombudsman for the fiscal year beginning July  
27 1, 2017, and ending June 30, 2018, the following amount, or  
28 so much thereof as is necessary, to be used for the purposes  
29 designated:

30 For salaries, support, administration, maintenance, and  
31 miscellaneous purposes, and for not more than the following  
32 full-time equivalent positions:

33 .....	\$	1,160,281
34 .....	FTEs	16.00

35 DIVISION III

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 DEPARTMENT OF PUBLIC HEALTH — FY 2017-2018

2 Sec. 3. DEPARTMENT OF PUBLIC HEALTH. There is appropriated  
3 from the general fund of the state to the department of public  
4 health for the fiscal year beginning July 1, 2017, and ending  
5 June 30, 2018, the following amounts, or so much thereof as is  
6 necessary, to be used for the purposes designated:

7 1. ADDICTIVE DISORDERS

8 For reducing the prevalence of the use of tobacco, alcohol,  
9 and other drugs, and treating individuals affected by addictive  
10 behaviors, including gambling, and for not more than the  
11 following full-time equivalent positions:

12 .....	\$ 24,985,831
13 .....	FTEs 10.00

14 a. (1) Of the funds appropriated in this subsection,  
15 \$4,021,225 shall be used for the tobacco use prevention  
16 and control initiative, including efforts at the state and  
17 local levels, as provided in [chapter 142A](#). The commission  
18 on tobacco use prevention and control established pursuant  
19 to [section 142A.3](#) shall advise the director of public health  
20 in prioritizing funding needs and the allocation of moneys  
21 appropriated for the programs and initiatives. Activities  
22 of the programs and initiatives shall be in alignment with  
23 the United States centers for disease control and prevention  
24 best practices for comprehensive tobacco control programs that  
25 include the goals of preventing youth initiation of tobacco  
26 usage, reducing exposure to secondhand smoke, and promotion  
27 of tobacco cessation. To maximize resources, the department  
28 shall determine if third-party sources are available to  
29 instead provide nicotine replacement products to an applicant  
30 prior to provision of such products to an applicant under  
31 the initiative. The department shall track and report to  
32 the individuals specified in this Act, any reduction in  
33 the provision of nicotine replacement products realized by  
34 the initiative through implementation of the prerequisite  
35 screening.

1 (2) (a) The department shall collaborate with the  
2 alcoholic beverages division of the department of commerce for  
3 enforcement of tobacco laws, regulations, and ordinances and to  
4 engage in tobacco control activities approved by the division  
5 of tobacco use prevention and control of the department of  
6 public health as specified in the memorandum of understanding  
7 entered into between the divisions.

8 (b) For the fiscal year beginning July 1, 2017, and ending  
9 June 30, 2018, the terms of the memorandum of understanding,  
10 entered into between the division of tobacco use prevention  
11 and control of the department of public health and the  
12 alcoholic beverages division of the department of commerce,  
13 governing compliance checks conducted to ensure licensed retail  
14 tobacco outlet conformity with tobacco laws, regulations, and  
15 ordinances relating to persons under 18 years of age, shall  
16 continue to restrict the number of such checks to one check per  
17 retail outlet, and one additional check for any retail outlet  
18 found to be in violation during the first check.

19 b. Of the funds appropriated in this subsection,  
20 \$20,964,606 shall be used for problem gambling and  
21 substance-related disorder prevention, treatment, and recovery  
22 services, including a 24-hour helpline, public information  
23 resources, professional training, youth prevention, and program  
24 evaluation.

25 c. The requirement of section 123.17, subsection 5, is met  
26 by the appropriations and allocations made in this division of  
27 this Act for purposes of substance-related disorder treatment  
28 and addictive disorders for the fiscal year beginning July 1,  
29 2017.

30 2. HEALTHY CHILDREN AND FAMILIES

31 For promoting the optimum health status for children,  
32 adolescents from birth through 21 years of age, and families,  
33 and for not more than the following full-time equivalent  
34 positions:

35 ..... \$ 5,325,632

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 ..... FTEs 12.00

2 a. Of the funds appropriated in this subsection, not more  
3 than \$734,841 shall be used for the healthy opportunities for  
4 parents to experience success (HOPES)-healthy families Iowa  
5 (HFI) program established pursuant to [section 135.106](#). The  
6 funding shall be distributed to renew the grants that were  
7 provided to the grantees that operated the program during the  
8 fiscal year ending June 30, 2017.

9 b. In order to implement the legislative intent stated in  
10 sections [135.106](#) and [256I.9](#), that priority for home visitation  
11 program funding be given to programs using evidence-based or  
12 promising models for home visitation, it is the intent of the  
13 general assembly to phase in the funding priority in accordance  
14 with [2012 Iowa Acts, chapter 1133, section 2, subsection 2,](#)  
15 paragraph "0b".

16 c. Of the funds appropriated in this subsection, \$3,075,101  
17 shall be used for continuation of the department's initiative  
18 to provide for adequate developmental surveillance and  
19 screening during a child's first five years. The funds shall  
20 be used first to fully fund the current sites to ensure that  
21 the sites are fully operational, with the remaining funds  
22 to be used for expansion to additional sites. The full  
23 implementation and expansion shall include enhancing the scope  
24 of the initiative through collaboration with the child health  
25 specialty clinics to promote healthy child development through  
26 early identification and response to both biomedical and social  
27 determinants of healthy development; by monitoring child  
28 health metrics to inform practice, document long-term health  
29 impacts and savings, and provide for continuous improvement  
30 through training, education, and evaluation; and by providing  
31 for practitioner consultation particularly for children with  
32 behavioral conditions and needs. The department of public  
33 health shall also collaborate with the Iowa Medicaid enterprise  
34 and the child health specialty clinics to integrate the  
35 activities of the first five initiative into the establishment

1 of patient-centered medical homes, community utilities,  
2 accountable care organizations, and other integrated care  
3 models developed to improve health quality and population  
4 health while reducing health care costs. To the maximum extent  
5 possible, funding allocated in this paragraph shall be utilized  
6 as matching funds for medical assistance program reimbursement.

7 d. Of the funds appropriated in this subsection, \$64,640  
8 shall be distributed to a statewide dental carrier to provide  
9 funds to continue the donated dental services program patterned  
10 after the projects developed by the lifeline network to provide  
11 dental services to indigent individuals who are elderly or with  
12 disabilities.

13 e. Of the funds appropriated in this subsection, \$156,482  
14 shall be used to provide audiological services and hearing  
15 aids for children. The department may enter into a contract  
16 to administer this paragraph.

17 f. Of the funds appropriated in this subsection, \$23,000 is  
18 transferred to the university of Iowa college of dentistry for  
19 provision of primary dental services to children. State funds  
20 shall be matched on a dollar-for-dollar basis. The university  
21 of Iowa college of dentistry shall coordinate efforts with the  
22 department of public health, bureau of oral and health delivery  
23 systems, to provide dental care to underserved populations  
24 throughout the state.

25 g. Of the funds appropriated in this subsection, \$50,000  
26 shall be used to address youth suicide prevention.

27 h. Of the funds appropriated in this subsection, \$40,511  
28 shall be used to support the Iowa effort to address the survey  
29 of children who experience adverse childhood experiences known  
30 as ACEs.

31 i. The department of public health shall continue to  
32 administer the program to assist parents in this state with  
33 costs resulting from the death of a child in accordance with  
34 the provisions of 2014 Iowa Acts, chapter 1140, section 22,  
35 subsection 12.

1 3. CHRONIC CONDITIONS

2 For serving individuals identified as having chronic  
3 conditions or special health care needs, and for not more than  
4 the following full-time equivalent positions:

5 ..... \$ 4,170,750  
6 ..... FTEs 5.00

7 a. Of the funds appropriated in this subsection, \$153,755  
8 shall be used for grants to individual patients who have an  
9 inherited metabolic disorder to assist with the costs of  
10 medically necessary foods and formula.

11 b. Of the funds appropriated in this subsection, \$1,020,794  
12 shall be used for the brain injury services program pursuant  
13 to section 135.22B, including for contracting with an existing  
14 nationally affiliated and statewide organization whose purpose  
15 is to educate, serve, and support Iowans with brain injury and  
16 their families for resource facilitator services in accordance  
17 with section 135.22B, subsection 9, and for contracting to  
18 enhance brain injury training and recruitment of service  
19 providers on a statewide basis. Of the amount allocated in  
20 this paragraph, \$95,000 shall be used to fund one full-time  
21 equivalent position to serve as the state brain injury services  
22 program manager.

23 c. Of the funds appropriated in this subsection, \$144,097  
24 shall be used for the public purpose of continuing to contract  
25 with an existing national-affiliated organization to provide  
26 education, client-centered programs, and client and family  
27 support for people living with epilepsy and their families.  
28 The amount allocated in this paragraph in excess of \$100,000  
29 shall be matched dollar-for-dollar by the organization  
30 specified.

31 d. Of the funds appropriated in this subsection, \$809,550  
32 shall be used for child health specialty clinics.

33 e. Of the funds appropriated in this subsection, \$384,552  
34 shall be used by the regional autism assistance program  
35 established pursuant to [section 256.35](#), and administered by

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 the child health specialty clinic located at the university of  
2 Iowa hospitals and clinics. The funds shall be used to enhance  
3 interagency collaboration and coordination of educational,  
4 medical, and other human services for persons with autism,  
5 their families, and providers of services, including delivering  
6 regionalized services of care coordination, family navigation,  
7 and integration of services through the statewide system of  
8 regional child health specialty clinics and fulfilling other  
9 requirements as specified in [chapter 225D](#). The university of  
10 Iowa shall not receive funds allocated under this paragraph for  
11 indirect costs associated with the regional autism assistance  
12 program.

13 f. Of the funds appropriated in this subsection, \$577,375  
14 shall be used for the comprehensive cancer control program to  
15 reduce the burden of cancer in Iowa through prevention, early  
16 detection, effective treatment, and ensuring quality of life.  
17 Of the funds allocated in this paragraph "f", \$150,000 shall  
18 be used to support a melanoma research symposium, a melanoma  
19 biorepository and registry, basic and translational melanoma  
20 research, and clinical trials.

21 g. Of the funds appropriated in this subsection, \$97,532  
22 shall be used for cervical and colon cancer screening, and  
23 \$177,720 shall be used to enhance the capacity of the cervical  
24 cancer screening program to include provision of recommended  
25 prevention and early detection measures to a broader range of  
26 low-income women.

27 h. Of the funds appropriated in this subsection, \$506,355  
28 shall be used for the center for congenital and inherited  
29 disorders.

30 i. Of the funds appropriated in this subsection,  
31 \$215,263 shall be used by the department of public health  
32 for reform-related activities, including but not limited to  
33 facilitation of communication to stakeholders at the state and  
34 local level, administering the patient-centered health advisory  
35 council pursuant to [section 135.159](#), and involvement in health

1 care system innovation activities occurring across the state.

2 j. Of the funds appropriated in this subsection, \$22,100  
3 shall be used for administration of [chapter 124D](#), the medical  
4 cannabidiol Act.

5 4. COMMUNITY CAPACITY

6 For strengthening the health care delivery system at the  
7 local level, and for not more than the following full-time  
8 equivalent positions:

9 .....	\$	2,907,776
10 .....	FTEs	13.00

11 a. Of the funds appropriated in this subsection, \$95,575  
12 is allocated for continuation of the child vision screening  
13 program implemented through the university of Iowa hospitals  
14 and clinics in collaboration with early childhood Iowa areas.  
15 The program shall submit a report to the individuals identified  
16 in this Act for submission of reports regarding the use of  
17 funds allocated under this paragraph "a". The report shall  
18 include the objectives and results for the program year  
19 including the target population and how the funds allocated  
20 assisted the program in meeting the objectives; the number,  
21 age, and location within the state of individuals served;  
22 the type of services provided to the individuals served; the  
23 distribution of funds based on service provided; and the  
24 continuing needs of the program.

25 b. Of the funds appropriated in this subsection, \$105,656 is  
26 allocated for continuation of an initiative implemented at the  
27 university of Iowa to expand and improve the workforce engaged  
28 in mental health treatment and services. The initiative shall  
29 receive input from the university of Iowa, the department of  
30 human services, the department of public health, and the mental  
31 health and disability services commission to address the focus  
32 of the initiative.

33 c. Of the funds appropriated in this section, \$83,315 shall  
34 be deposited in the governmental public health system fund  
35 created in [section 135A.8](#) to be used for the purposes of the

1 fund.

2 d. Of the funds appropriated in this subsection,  
3 \$48,069 shall be used for a grant to a statewide association  
4 of psychologists that is affiliated with the American  
5 psychological association to be used for continuation of a  
6 program to rotate intern psychologists in placements in urban  
7 and rural mental health professional shortage areas, as defined  
8 in [section 135.180](#).

9 e. Of the funds appropriated in this subsection, the  
10 following amounts are allocated to be used as follows to  
11 support the Iowa collaborative safety net provider network  
12 goals of increased access, health system integration, and  
13 engagement:

14 (1) Not less than \$521,863 is allocated to the Iowa  
15 prescription drug corporation for continuation of the  
16 pharmaceutical infrastructure for safety net providers as  
17 described in [2007 Iowa Acts, chapter 218, section 108](#), and for  
18 the prescription drug donation repository program created in  
19 chapter 135M.

20 (2) Not less than \$334,870 is allocated to free clinics and  
21 free clinics of Iowa for necessary infrastructure, statewide  
22 coordination, provider recruitment, service delivery, and  
23 provision of assistance to patients in securing a medical home  
24 inclusive of oral health care.

25 (3) Not less than \$25,000 is allocated to the Iowa  
26 association of rural health clinics for necessary  
27 infrastructure and service delivery transformation.

28 (4) Not less than \$100,000 is allocated to the Polk county  
29 medical society for continuation of the safety net provider  
30 patient access to a specialty health care initiative as  
31 described in [2007 Iowa Acts, chapter 218, section 109](#).

32 f. Of the funds appropriated in this subsection,  
33 \$76,231 shall be used by the department in implementing  
34 the recommendations in the final report submitted by the  
35 direct care worker advisory council to the governor and the

1 general assembly in March 2012, including by continuing to  
2 develop, promote, and make available on a statewide basis the  
3 prepare-to-care core curriculum and its associated modules  
4 and specialties through various formats including online  
5 access, community colleges, and other venues; exploring new and  
6 maintaining existing specialties including but not limited to  
7 oral health and dementia care; supporting instructor training;  
8 and assessing and making recommendations concerning the Iowa  
9 care book and information technology systems and infrastructure  
10 uses and needs.

11 g. Of the funds appropriated in this subsection, \$191,188  
12 shall be allocated for continuation of the contract with  
13 an independent statewide direct care worker organization  
14 previously selected through a request for proposals process.  
15 The contract shall continue to include performance and outcomes  
16 measures, and shall continue to allow the contractor to use a  
17 portion of the funds received under the contract to collect  
18 data to determine results based on the performance and outcomes  
19 measures.

20 h. Of the funds appropriated in this subsection, the  
21 department may use up to \$58,175 for up to one full-time  
22 equivalent position to administer the volunteer health care  
23 provider program pursuant to [section 135.24](#).

24 i. Of the funds appropriated in this subsection, \$96,138  
25 shall be used for a matching dental education loan repayment  
26 program to be allocated to a dental nonprofit health service  
27 corporation to continue to develop the criteria and implement  
28 the loan repayment program.

29 j. Of the funds appropriated in this subsection, \$52,911 is  
30 transferred to the college student aid commission for deposit  
31 in the rural Iowa primary care trust fund created in section  
32 261.113 to be used for the purposes of the fund.

33 k. Of the funds appropriated in this subsection, \$150,000  
34 shall be used for the purposes of the Iowa donor registry as  
35 specified in [section 142C.18](#).

1 1. Of the funds appropriated in this subsection, \$96,138  
2 shall be used for continuation of a grant to a nationally  
3 affiliated volunteer eye organization that has an established  
4 program for children and adults and that is solely dedicated to  
5 preserving sight and preventing blindness through education,  
6 nationally certified vision screening and training, and  
7 community and patient service programs. The organization  
8 shall submit a report to the individuals identified in this  
9 Act for submission of reports regarding the use of funds  
10 allocated under this paragraph "1". The report shall include  
11 the objectives and results for the program year including  
12 the target population and how the funds allocated assisted  
13 the program in meeting the objectives; the number, age, and  
14 location within the state of individuals served; the type of  
15 services provided to the individuals served; the distribution  
16 of funds based on services provided; and the continuing needs  
17 of the program.

18 5. ESSENTIAL PUBLIC HEALTH SERVICES

19 To provide public health services that reduce risks and  
20 invest in promoting and protecting good health over the  
21 course of a lifetime with a priority given to older Iowans and  
22 vulnerable populations:

23 ..... \$ 8,197,878

24 6. INFECTIOUS DISEASES

25 For reducing the incidence and prevalence of communicable  
26 diseases, and for not more than the following full-time  
27 equivalent positions:

28 ..... \$ 1,646,426

29 ..... FTEs 4.00

30 7. PUBLIC PROTECTION

31 For protecting the health and safety of the public through  
32 establishing standards and enforcing regulations, and for not  
33 more than the following full-time equivalent positions:

34 ..... \$ 4,195,139

35 ..... FTEs 138.00

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 a. Of the funds appropriated in this subsection, not more  
2 than \$304,700 shall be credited to the emergency medical  
3 services fund created in section 135.25. Moneys in the  
4 emergency medical services fund are appropriated to the  
5 department to be used for the purposes of the fund.

6 b. Of the funds appropriated in this subsection, up  
7 to \$243,260 shall be used for sexual violence prevention  
8 programming through a statewide organization representing  
9 programs serving victims of sexual violence through the  
10 department's sexual violence prevention program, and for  
11 continuation of a training program for sexual assault  
12 response team (SART) members, including representatives of  
13 law enforcement, victim advocates, prosecutors, and certified  
14 medical personnel. The amount allocated in this paragraph "b"  
15 shall not be used to supplant funding administered for other  
16 sexual violence prevention or victims assistance programs.

17 c. Of the funds appropriated in this subsection, up to  
18 \$575,627 shall be used for the state poison control center.  
19 Pursuant to the directive under 2014 Iowa Acts, chapter  
20 1140, section 102, the federal matching funds available to  
21 the state poison control center from the department of human  
22 services under the federal Children's Health Insurance Program  
23 Reauthorization Act allotment shall be subject to the federal  
24 administrative cap rule of 10 percent applicable to funding  
25 provided under Tit. XXI of the federal Social Security Act and  
26 included within the department's calculations of the cap.

27 d. Of the funds appropriated in this subsection, up to  
28 \$516,982 shall be used for childhood lead poisoning provisions.

29 8. RESOURCE MANAGEMENT

30 For establishing and sustaining the overall ability of the  
31 department to deliver services to the public, and for not more  
32 than the following full-time equivalent positions:

33 .....	\$	971,215
34 .....	FTEs	4.00

35 9. MISCELLANEOUS PROVISIONS

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 The university of Iowa hospitals and clinics under the  
2 control of the state board of regents shall not receive  
3 indirect costs from the funds appropriated in this section.  
4 The university of Iowa hospitals and clinics billings to the  
5 department shall be on at least a quarterly basis.

6 10. GENERAL REDUCTION

7 For the period beginning July 1, 2017, and ending June 30,  
8 2018, the department of public health, in consultation with  
9 the department of management, shall identify and implement a  
10 reduction in expenditures made from appropriations from the  
11 general fund to the department of public health in the amount  
12 of \$1,281,367.

13 11. TRANSFERS

14 Notwithstanding section 8.39, for the fiscal year beginning  
15 July 1, 2017, the department may transfer funds within or  
16 between any of the allocations or appropriations made in this  
17 division of this Act for the same fiscal year, to be used in  
18 accordance with departmental priorities as specified in the  
19 department's report to the general assembly submitted pursuant  
20 to 2016 Iowa Acts, chapter 1139, section 3. The department  
21 shall report any such transfers to the individuals specified  
22 in this Act for submission of reports. This subsection shall  
23 not be construed to prohibit the use of existing state transfer  
24 authority for other purposes.

25 DIVISION IV

26 DEPARTMENT OF VETERANS AFFAIRS — FY 2017-2018

27 Sec. 4. DEPARTMENT OF VETERANS AFFAIRS. There is  
28 appropriated from the general fund of the state to the  
29 department of veterans affairs for the fiscal year beginning  
30 July 1, 2017, and ending June 30, 2018, the following amounts,  
31 or so much thereof as is necessary, to be used for the purposes  
32 designated:

33 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

34 For salaries, support, maintenance, and miscellaneous  
35 purposes, and for not more than the following full-time

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 equivalent positions:

2 ..... \$ 1,142,557

3 ..... FTEs 15.00

4 2. IOWA VETERANS HOME

5 For salaries, support, maintenance, and miscellaneous  
6 purposes:

7 ..... \$ 7,228,140

8 a. The Iowa veterans home billings involving the department  
9 of human services shall be submitted to the department on at  
10 least a monthly basis.

11 b. Within available resources and in conformance with  
12 associated state and federal program eligibility requirements,  
13 the Iowa veterans home may implement measures to provide  
14 financial assistance to or on behalf of veterans or their  
15 spouses who are participating in the community reentry program.

16 c. The Iowa veterans home expenditure report shall be  
17 submitted monthly to the legislative services agency.

18 d. The Iowa veterans home shall continue to include in the  
19 annual discharge report applicant information to provide for  
20 the collection of demographic information including but not  
21 limited to the number of individuals applying for admission and  
22 admitted or denied admittance and the basis for the admission  
23 or denial; the age, gender, and race of such individuals;  
24 and the level of care for which such individuals applied for  
25 admission including residential or nursing level of care.

26 3. HOME OWNERSHIP ASSISTANCE PROGRAM

27 For transfer to the Iowa finance authority for the  
28 continuation of the home ownership assistance program for  
29 persons who are or were eligible members of the armed forces of  
30 the United States, pursuant to [section 16.54](#):

31 ..... \$ 2,000,000

32 Sec. 5. LIMITATION OF COUNTY COMMISSIONS OF VETERAN AFFAIRS  
33 FUND STANDING APPROPRIATIONS. Notwithstanding the standing  
34 appropriation in [section 35A.16](#) for the fiscal year beginning  
35 July 1, 2017, and ending June 30, 2018, the amount appropriated

1 from the general fund of the state pursuant to that section  
2 for the following designated purposes shall not exceed the  
3 following amount:

4 For the county commissions of veteran affairs fund under  
5 section 35A.16:

6 ..... \$ 947,925

7 DIVISION V

8 DEPARTMENT OF HUMAN SERVICES — FY 2017-2018

9 Sec. 6. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK

10 GRANT. There is appropriated from the fund created in section  
11 8.41 to the department of human services for the fiscal year  
12 beginning July 1, 2017, and ending June 30, 2018, from moneys  
13 received under the federal temporary assistance for needy  
14 families (TANF) block grant pursuant to the federal Personal  
15 Responsibility and Work Opportunity Reconciliation Act of 1996,  
16 Pub. L. No. 104-193, and successor legislation, the following  
17 amounts, or so much thereof as is necessary, to be used for the  
18 purposes designated:

19 1. To be credited to the family investment program account  
20 and used for assistance under the family investment program  
21 under [chapter 239B](#):

22 ..... \$ 5,112,462

23 2. To be credited to the family investment program account  
24 and used for the job opportunities and basic skills (JOBS)  
25 program and implementing family investment agreements in  
26 accordance with [chapter 239B](#):

27 ..... \$ 5,575,693

28 3. To be used for the family development and  
29 self-sufficiency grant program in accordance with section  
30 216A.107:

31 ..... \$ 2,898,980

32 Notwithstanding [section 8.33](#), moneys appropriated in this  
33 subsection that remain unencumbered or unobligated at the close  
34 of the fiscal year shall not revert but shall remain available  
35 for expenditure for the purposes designated until the close of

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 the succeeding fiscal year. However, unless such moneys are  
2 encumbered or obligated on or before September 30, 2018, the  
3 moneys shall revert.

4 4. For field operations:

5 ..... \$ 31,296,232

6 5. For general administration:

7 ..... \$ 3,744,000

8 6. For state child care assistance:

9 ..... \$ 47,866,826

10 a. Of the funds appropriated in this subsection,  
11 \$26,328,097 is transferred to the child care and development  
12 block grant appropriation made by the Eighty-seventh General  
13 Assembly, 2017 session, for the federal fiscal year beginning  
14 October 1, 2017, and ending September 30, 2018. Of this  
15 amount, \$200,000 shall be used for provision of educational  
16 opportunities to registered child care home providers in order  
17 to improve services and programs offered by this category  
18 of providers and to increase the number of providers. The  
19 department may contract with institutions of higher education  
20 or child care resource and referral centers to provide  
21 the educational opportunities. Allowable administrative  
22 costs under the contracts shall not exceed 5 percent. The  
23 application for a grant shall not exceed two pages in length.

24 b. Any funds appropriated in this subsection remaining  
25 unallocated shall be used for state child care assistance  
26 payments for families who are employed including but not  
27 limited to individuals enrolled in the family investment  
28 program.

29 7. For child and family services:

30 ..... \$ 32,380,654

31 8. For child abuse prevention grants:

32 ..... \$ 125,000

33 9. For pregnancy prevention grants on the condition that  
34 family planning services are funded:

35 ..... \$ 1,930,067

1 Pregnancy prevention grants shall be awarded to programs  
2 in existence on or before July 1, 2017, if the programs have  
3 demonstrated positive outcomes. Grants shall be awarded to  
4 pregnancy prevention programs which are developed after July  
5 1, 2017, if the programs are based on existing models that  
6 have demonstrated positive outcomes. Grants shall comply with  
7 the requirements provided in 1997 Iowa Acts, chapter 208,  
8 section 14, subsections 1 and 2, including the requirement that  
9 grant programs must emphasize sexual abstinence. Priority in  
10 the awarding of grants shall be given to programs that serve  
11 areas of the state which demonstrate the highest percentage of  
12 unplanned pregnancies of females of childbearing age within the  
13 geographic area to be served by the grant.

14 10. For technology needs and other resources necessary  
15 to meet federal welfare reform reporting, tracking, and case  
16 management requirements:

17 ..... \$ 1,037,186

18 11. a. Notwithstanding any provision to the contrary,  
19 including but not limited to requirements in [section 8.41](#) or  
20 provisions in 2016 or 2017 Iowa Acts regarding the receipt and  
21 appropriation of federal block grants, federal funds from the  
22 temporary assistance for needy families block grant received by  
23 the state and not otherwise appropriated in this section and  
24 remaining available for the fiscal year beginning July 1, 2017,  
25 are appropriated to the department of human services to the  
26 extent as may be necessary to be used in the following priority  
27 order: the family investment program, for state child care  
28 assistance program payments for families who are employed, and  
29 for the family investment program share of costs to develop and  
30 maintain a new, integrated eligibility determination system.  
31 The federal funds appropriated in this paragraph "a" shall be  
32 expended only after all other funds appropriated in subsection  
33 1 for assistance under the family investment program, in  
34 subsection 6 for child care assistance, or in subsection 10  
35 for technology costs related to the family investment program,

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 as applicable, have been expended. For the purposes of this  
2 subsection, the funds appropriated in subsection 6, paragraph  
3 "a", for transfer to the child care and development block grant  
4 appropriation are considered fully expended when the full  
5 amount has been transferred.

6 b. The department shall, on a quarterly basis, advise the  
7 legislative services agency and department of management of  
8 the amount of funds appropriated in this subsection that was  
9 expended in the prior quarter.

10 12. Of the amounts appropriated in this section,  
11 \$12,962,008 for the fiscal year beginning July 1, 2017, is  
12 transferred to the appropriation of the federal social services  
13 block grant made to the department of human services for that  
14 fiscal year.

15 13. For continuation of the program providing categorical  
16 eligibility for the food assistance program as specified  
17 for the program in the section of this division of this Act  
18 relating to the family investment program account:

19 ..... \$ 25,000

20 14. The department may transfer funds allocated in this  
21 section to the appropriations made in this division of this Act  
22 for the same fiscal year for general administration and field  
23 operations for resources necessary to implement and operate the  
24 services referred to in this section and those funded in the  
25 appropriation made in this division of this Act for the same  
26 fiscal year for the family investment program from the general  
27 fund of the state.

28 15. With the exception of moneys allocated under this  
29 section for the family development and self-sufficiency grant  
30 program, to the extent moneys allocated in this section are  
31 deemed by the department not to be necessary to support the  
32 purposes for which they are allocated, such moneys may be  
33 credited to the family investment program account as specified  
34 under subsection 1 of this section and used for the purposes of  
35 assistance under the family investment program in accordance

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 with chapter 239B in the same fiscal year.

2 Sec. 7. FAMILY INVESTMENT PROGRAM ACCOUNT.

3 1. Moneys credited to the family investment program (FIP)  
4 account for the fiscal year beginning July 1, 2017, and  
5 ending June 30, 2018, shall be used to provide assistance in  
6 accordance with chapter 239B.

7 2. The department may use a portion of the moneys credited  
8 to the FIP account under this section as necessary for  
9 salaries, support, maintenance, and miscellaneous purposes.

10 3. The department may transfer funds allocated in  
11 subsection 4 to the appropriations made in this division of  
12 this Act for the same fiscal year for general administration  
13 and field operations for resources necessary to implement and  
14 operate the family investment program services referred to in  
15 this section and those funded in the appropriation made in this  
16 division of this Act for the same fiscal year for the family  
17 investment program from the general fund of the state.

18 4. Moneys appropriated in this division of this Act and  
19 credited to the FIP account for the fiscal year beginning July  
20 1, 2017, and ending June 30, 2018, are allocated as follows:

21 a. To be retained by the department of human services to  
22 be used for coordinating with the department of human rights  
23 to more effectively serve participants in FIP and other shared  
24 clients and to meet federal reporting requirements under the  
25 federal temporary assistance for needy families block grant:  
26 ..... \$ 20,000

27 b. To the department of human rights for staffing,  
28 administration, and implementation of the family development  
29 and self-sufficiency grant program in accordance with section  
30 216A.107:  
31 ..... \$ 6,192,834

32 (1) Of the funds allocated for the family development  
33 and self-sufficiency grant program in this paragraph "b",  
34 not more than 5 percent of the funds shall be used for the  
35 administration of the grant program.

1 (2) The department of human rights may continue to implement  
2 the family development and self-sufficiency grant program  
3 statewide during fiscal year 2017-2018.

4 (3) The department of human rights may engage in activities  
5 to strengthen and improve family outcomes measures and  
6 data collection systems under the family development and  
7 self-sufficiency grant program.

8 c. For the diversion subaccount of the FIP account:  
9 ..... \$ 815,000

10 A portion of the moneys allocated for the subaccount may  
11 be used for field operations, salaries, data management  
12 system development, and implementation costs and support  
13 deemed necessary by the director of human services in order to  
14 administer the FIP diversion program. To the extent moneys  
15 allocated in this paragraph "c" are deemed by the department  
16 not to be necessary to support diversion activities, such  
17 moneys may be used for other efforts intended to increase  
18 engagement by family investment program participants in work,  
19 education, or training activities, or for the purposes of  
20 assistance under the family investment program in accordance  
21 with chapter 239B.

22 d. For the food assistance employment and training program:  
23 ..... \$ 66,588

24 (1) The department shall apply the federal supplemental  
25 nutrition assistance program (SNAP) employment and training  
26 state plan in order to maximize to the fullest extent permitted  
27 by federal law the use of the 50 percent federal reimbursement  
28 provisions for the claiming of allowable federal reimbursement  
29 funds from the United States department of agriculture  
30 pursuant to the federal SNAP employment and training program  
31 for providing education, employment, and training services  
32 for eligible food assistance program participants, including  
33 but not limited to related dependent care and transportation  
34 expenses.

35 (2) The department shall continue the categorical federal

1 food assistance program eligibility at 160 percent of the  
2 federal poverty level and continue to eliminate the asset test  
3 from eligibility requirements, consistent with federal food  
4 assistance program requirements. The department shall include  
5 as many food assistance households as is allowed by federal  
6 law. The eligibility provisions shall conform to all federal  
7 requirements including requirements addressing individuals who  
8 are incarcerated or otherwise ineligible.

9 e. For the JOBS program:

10 ..... \$ 13,523,290

11 5. Of the child support collections assigned under FIP,  
12 an amount equal to the federal share of support collections  
13 shall be credited to the child support recovery appropriation  
14 made in this division of this Act. Of the remainder of the  
15 assigned child support collections received by the child  
16 support recovery unit, a portion shall be credited to the FIP  
17 account, a portion may be used to increase recoveries, and a  
18 portion may be used to sustain cash flow in the child support  
19 payments account. If as a consequence of the appropriations  
20 and allocations made in this section the resulting amounts  
21 are insufficient to sustain cash assistance payments and meet  
22 federal maintenance of effort requirements, the department  
23 shall seek supplemental funding. If child support collections  
24 assigned under FIP are greater than estimated or are otherwise  
25 determined not to be required for maintenance of effort, the  
26 state share of either amount may be transferred to or retained  
27 in the child support payments account.

28 6. The department may adopt emergency rules for the family  
29 investment, JOBS, food assistance, and medical assistance  
30 programs if necessary to comply with federal requirements.

31 Sec. 8. FAMILY INVESTMENT PROGRAM GENERAL FUND. There  
32 is appropriated from the general fund of the state to the  
33 department of human services for the fiscal year beginning July  
34 1, 2017, and ending June 30, 2018, the following amount, or  
35 so much thereof as is necessary, to be used for the purpose

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 designated:

2 To be credited to the family investment program (FIP)  
3 account and used for family investment program assistance under  
4 chapter 239B:

5 ..... \$ 43,004,480

6 1. Of the funds appropriated in this section, \$7,947,597 is  
7 allocated for the JOBS program.

8 2. Of the funds appropriated in this section, \$3,313,854 is  
9 allocated for the family development and self-sufficiency grant  
10 program.

11 3. Notwithstanding [section 8.39](#), for the fiscal year  
12 beginning July 1, 2017, if necessary to meet federal  
13 maintenance of effort requirements or to transfer federal  
14 temporary assistance for needy families block grant funding  
15 to be used for purposes of the federal social services block  
16 grant or to meet cash flow needs resulting from delays in  
17 receiving federal funding or to implement, in accordance with  
18 this division of this Act, activities currently funded with  
19 juvenile court services, county, or community moneys and state  
20 moneys used in combination with such moneys; to comply with  
21 federal requirements; or to maximize the use of federal funds,  
22 the department of human services may transfer funds within or  
23 between any of the appropriations made in this division of this  
24 Act and appropriations in law for the federal social services  
25 block grant to the department for the following purposes,  
26 provided that the combined amount of state and federal  
27 temporary assistance for needy families block grant funding  
28 for each appropriation remains the same before and after the  
29 transfer:

- 30 a. For the family investment program.
- 31 b. For child care assistance.
- 32 c. For child and family services.
- 33 d. For field operations.
- 34 e. For general administration.

35 This subsection shall not be construed to prohibit the use

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 of existing state transfer authority for other purposes. The  
2 department shall report any transfers made pursuant to this  
3 subsection to the legislative services agency.

4 4. Of the funds appropriated in this section, \$195,678 shall  
5 be used for continuation of a grant to an Iowa-based nonprofit  
6 organization with a history of providing tax preparation  
7 assistance to low-income Iowans in order to expand the usage of  
8 the earned income tax credit. The purpose of the grant is to  
9 supply this assistance to underserved areas of the state.

10 5. Of the funds appropriated in this section, \$60,000 shall  
11 be used for the continuation of an unfunded pilot project, as  
12 defined in 441 IAC 100.1, relating to parental obligations,  
13 in which the child support recovery unit participates, to  
14 support the efforts of a nonprofit organization committed  
15 to strengthening the community through youth development,  
16 healthy living, and social responsibility headquartered in  
17 a county with a population over 350,000 according to the  
18 latest certified federal census. The funds allocated in this  
19 subsection shall be used by the recipient organization to  
20 develop a larger community effort, through public and private  
21 partnerships, to support a broad-based multi-county fatherhood  
22 initiative that promotes payment of child support obligations,  
23 improved family relationships, and full-time employment.

24 6. The department may transfer funds appropriated in this  
25 section to the appropriations made in this division of this Act  
26 for general administration and field operations as necessary  
27 to administer this section and the overall family investment  
28 program.

29 Sec. 9. CHILD SUPPORT RECOVERY. There is appropriated  
30 from the general fund of the state to the department of human  
31 services for the fiscal year beginning July 1, 2017, and ending  
32 June 30, 2018, the following amount, or so much thereof as is  
33 necessary, to be used for the purposes designated:

34 For child support recovery, including salaries, support,  
35 maintenance, and miscellaneous purposes, and for not more than

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 the following full-time equivalent positions:

2 ..... \$ 12,586,635  
3 ..... FTEs 459.00

4 1. The department shall expend up to \$24,329, including  
5 federal financial participation, for the fiscal year beginning  
6 July 1, 2017, for a child support public awareness campaign.  
7 The department and the office of the attorney general shall  
8 cooperate in continuation of the campaign. The public  
9 awareness campaign shall emphasize, through a variety of  
10 media activities, the importance of maximum involvement of  
11 both parents in the lives of their children as well as the  
12 importance of payment of child support obligations.

13 2. Federal access and visitation grant moneys shall be  
14 issued directly to private not-for-profit agencies that provide  
15 services designed to increase compliance with the child access  
16 provisions of court orders, including but not limited to  
17 neutral visitation sites and mediation services.

18 3. The appropriation made to the department for child  
19 support recovery may be used throughout the fiscal year in the  
20 manner necessary for purposes of cash flow management, and for  
21 cash flow management purposes the department may temporarily  
22 draw more than the amount appropriated, provided the amount  
23 appropriated is not exceeded at the close of the fiscal year.

24 4. With the exception of the funding amount specified, the  
25 requirements established under 2001 Iowa Acts, chapter 191,  
26 section 3, subsection 5, paragraph "c", subparagraph (3), shall  
27 be applicable to parental obligation pilot projects for the  
28 fiscal year beginning July 1, 2017, and ending June 30, 2018.  
29 Notwithstanding 441 IAC 100.8, providing for termination of  
30 rules relating to the pilot projects, the rules shall remain  
31 in effect until June 30, 2018.

32 Sec. 10. HEALTH CARE TRUST FUND — MEDICAL ASSISTANCE —  
33 FY 2017-2018. Any funds remaining in the health care trust  
34 fund created in [section 453A.35A](#) for the fiscal year beginning  
35 July 1, 2017, and ending June 30, 2018, are appropriated to

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 the department of human services to supplement the medical  
2 assistance program appropriations made in this division of this  
3 Act, for medical assistance reimbursement and associated costs,  
4 including program administration and costs associated with  
5 program implementation.

6 Sec. 11. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE — FY  
7 2017-2018. Any funds remaining in the Medicaid fraud fund  
8 created in [section 249A.50](#) for the fiscal year beginning  
9 July 1, 2017, and ending June 30, 2018, are appropriated to  
10 the department of human services to supplement the medical  
11 assistance appropriations made in this division of this Act,  
12 for medical assistance reimbursement and associated costs,  
13 including program administration and costs associated with  
14 program implementation.

15 Sec. 12. MEDICAL ASSISTANCE. There is appropriated from the  
16 general fund of the state to the department of human services  
17 for the fiscal year beginning July 1, 2017, and ending June 30,  
18 2018, the following amount, or so much thereof as is necessary,  
19 to be used for the purpose designated:

20 For medical assistance program reimbursement and associated  
21 costs as specifically provided in the reimbursement  
22 methodologies in effect on June 30, 2017, except as otherwise  
23 expressly authorized by law, consistent with options under  
24 federal law and regulations, and contingent upon receipt of  
25 approval from the office of the governor of reimbursement for  
26 each abortion performed under the program:

27 ..... \$ 1,284,405,740

28 1. Iowans support reducing the number of abortions  
29 performed in our state. Funds appropriated under this section  
30 shall not be used for abortions, unless otherwise authorized  
31 under this section.

32 2. The provisions of this section relating to abortions  
33 shall also apply to the Iowa health and wellness plan created  
34 pursuant to [chapter 249N](#).

35 3. The department shall utilize not more than \$60,000 of

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 the funds appropriated in this section to continue the AIDS/HIV  
2 health insurance premium payment program as established in 1992  
3 Iowa Acts, Second Extraordinary Session, chapter 1001, section  
4 409, subsection 6. Of the funds allocated in this subsection,  
5 not more than \$5,000 may be expended for administrative  
6 purposes.

7 4. Of the funds appropriated in this Act to the department  
8 of public health for addictive disorders, \$950,000 for  
9 the fiscal year beginning July 1, 2017, is transferred  
10 to the department of human services for an integrated  
11 substance-related disorder managed care system. The  
12 departments of human services and public health shall  
13 work together to maintain the level of mental health and  
14 substance-related disorder treatment services provided by the  
15 managed care contractors. Each department shall take the steps  
16 necessary to continue the federal waivers as necessary to  
17 maintain the level of services.

18 5. a. The department shall aggressively pursue options for  
19 providing medical assistance or other assistance to individuals  
20 with special needs who become ineligible to continue receiving  
21 services under the early and periodic screening, diagnostic,  
22 and treatment program under the medical assistance program  
23 due to becoming 21 years of age who have been approved for  
24 additional assistance through the department's exception to  
25 policy provisions, but who have health care needs in excess  
26 of the funding available through the exception to policy  
27 provisions.

28 b. Of the funds appropriated in this section, \$100,000  
29 shall be used for participation in one or more pilot projects  
30 operated by a private provider to allow the individual or  
31 individuals to receive service in the community in accordance  
32 with principles established in *Olmstead v. L.C.*, 527 U.S. 581  
33 (1999), for the purpose of providing medical assistance or  
34 other assistance to individuals with special needs who become  
35 ineligible to continue receiving services under the early and

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 periodic screening, diagnostic, and treatment program under  
2 the medical assistance program due to becoming 21 years of  
3 age who have been approved for additional assistance through  
4 the department's exception to policy provisions, but who have  
5 health care needs in excess of the funding available through  
6 the exception to the policy provisions.

7 6. Of the funds appropriated in this section, up to  
8 \$3,050,082 may be transferred to the field operations or  
9 general administration appropriations in this division of this  
10 Act for operational costs associated with Part D of the federal  
11 Medicare Prescription Drug Improvement and Modernization Act  
12 of 2003, Pub. L. No. 108-173.

13 7. Of the funds appropriated in this section, up to \$442,100  
14 may be transferred to the appropriation in this division  
15 of this Act for medical contracts to be used for clinical  
16 assessment services and prior authorization of services.

17 8. A portion of the funds appropriated in this section  
18 may be transferred to the appropriations in this division of  
19 this Act for general administration, medical contracts, the  
20 children's health insurance program, or field operations to be  
21 used for the state match cost to comply with the payment error  
22 rate measurement (PERM) program for both the medical assistance  
23 and children's health insurance programs as developed by the  
24 centers for Medicare and Medicaid services of the United States  
25 department of health and human services to comply with the  
26 federal Improper Payments Information Act of 2002, Pub. L. No.  
27 107-300.

28 9. The department shall continue to implement the  
29 recommendations of the assuring better child health and  
30 development initiative II (ABCDII) clinical panel to the  
31 Iowa early and periodic screening, diagnostic, and treatment  
32 services healthy mental development collaborative board  
33 regarding changes to billing procedures, codes, and eligible  
34 service providers.

35 10. Of the funds appropriated in this section, a sufficient

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 amount is allocated to supplement the incomes of residents of  
2 nursing facilities, intermediate care facilities for persons  
3 with mental illness, and intermediate care facilities for  
4 persons with an intellectual disability, with incomes of less  
5 than \$50 in the amount necessary for the residents to receive a  
6 personal needs allowance of \$50 per month pursuant to section  
7 249A.30A.

8 11. a. Hospitals that meet the conditions specified  
9 in subparagraphs (1) and (2) shall either certify public  
10 expenditures or transfer to the medical assistance program  
11 an amount equal to provide the nonfederal share for a  
12 disproportionate share hospital payment in an amount up to the  
13 hospital-specific limit as approved in the Medicaid state plan.  
14 The hospitals that meet the conditions specified shall receive  
15 and retain 100 percent of the total disproportionate share  
16 hospital payment in an amount up to the hospital-specific limit  
17 as approved in the Medicaid state plan.

18 (1) The hospital qualifies for disproportionate share and  
19 graduate medical education payments.

20 (2) The hospital is an Iowa state-owned hospital with more  
21 than 500 beds and eight or more distinct residency specialty  
22 or subspecialty programs recognized by the American college of  
23 graduate medical education.

24 b. Distribution of the disproportionate share payments  
25 shall be made on a monthly basis. The total amount of  
26 disproportionate share payments including graduate medical  
27 education, enhanced disproportionate share, and Iowa  
28 state-owned teaching hospital payments shall not exceed the  
29 amount of the state's allotment under Pub. L. No. 102-234.  
30 In addition, the total amount of all disproportionate  
31 share payments shall not exceed the hospital-specific  
32 disproportionate share limits under Pub. L. No. 103-66.

33 12. One hundred percent of the nonfederal share of payments  
34 to area education agencies that are medical assistance  
35 providers for medical assistance-covered services provided to

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 medical assistance-covered children, shall be made from the  
2 appropriation made in this section.

3 13. A portion of the funds appropriated in this section  
4 may be transferred to the appropriation in this division of  
5 this Act for medical contracts to be used for administrative  
6 activities associated with the money follows the person  
7 demonstration project.

8 14. Of the funds appropriated in this section, \$349,011  
9 shall be used for the administration of the health insurance  
10 premium payment program, including salaries, support,  
11 maintenance, and miscellaneous purposes.

12 15. a. The department shall implement all of the following  
13 cost containment strategies:

14 (1) An adjustment to the reimbursement policy in order  
15 to eliminate the primary care physician rate increase  
16 originally authorized by the federal Health Care and Education  
17 Reconciliation Act of 2010, section 1202, Pub. L. No. 111-152,  
18 42 U.S.C. §1396a(a)(13)(C) that allows qualified primary care  
19 physicians to receive the greater of the Medicare rate or  
20 Medicaid rate for a specified set of codes.

21 (2) A strategy to ensure that total reimbursement for  
22 Medicare Part A and Medicare Part B crossover claims is limited  
23 to the Medicaid reimbursement rate.

24 (3) An adjustment to Medicaid reimbursement rates for  
25 physician services by applying a site of service differential  
26 to reflect the difference between the cost of physician  
27 services when provided in a health facility setting and the  
28 cost of physician services when provided in a physician's  
29 office.

30 (4) An adjustment to the inpatient diagnostic related group  
31 (DRG) cost threshold formula to be the greater of two times the  
32 statewide average DRG payment for that case or the hospital's  
33 individual DRG payment for that case plus \$75,000.

34 (5) An adjustment to the Medicaid anesthesia conversion  
35 factor to be equal to the calendar year 2017 Medicare

1 anesthesia conversion factor as adjusted for the state, and  
2 converted to a per minute amount. Each January 1, thereafter,  
3 the department shall apply the applicable Medicare anesthesia  
4 conversion factor adjusted for the state, and converted to a  
5 per minute amount.

6 (6) An alignment of billing and reimbursement for  
7 consultation services rendered in an office, other outpatient,  
8 or inpatient setting with Medicare billing and reimbursement.

9 (7) Elimination of the three-month retroactive Medicaid  
10 coverage benefit for Medicaid applicants effective October 1,  
11 2017. The department shall seek a waiver from the centers for  
12 Medicare and Medicaid services of the United States department  
13 of health and human services to implement the strategy.

14 If federal approval is received, an applicant's Medicaid  
15 coverage shall be effective on the first day of the month of  
16 application, as allowed under the Medicaid state plan.

17 b. The department shall implement the cost containment  
18 strategies specified in this subsection beginning July 1, 2017,  
19 or as otherwise specified. If federal approval is required,  
20 the strategy shall be implemented effective upon receipt of  
21 federal approval.

22 c. The department may adopt emergency rules to implement  
23 this subsection.

24 16. a. The department may increase the amounts allocated  
25 for salaries, support, maintenance, and miscellaneous purposes  
26 associated with the medical assistance program, as necessary,  
27 to implement cost containment strategies. The department shall  
28 report any such increase to the legislative services agency and  
29 the department of management.

30 b. If the savings to the medical assistance program from  
31 cost containment efforts exceed the cost for the fiscal  
32 year beginning July 1, 2017, the department may transfer any  
33 savings generated for the fiscal year due to medical assistance  
34 program cost containment efforts to the appropriation  
35 made in this division of this Act for medical contracts or

1 general administration to defray the increased contract costs  
2 associated with implementing such efforts.

3 17. For the fiscal year beginning July 1, 2017, and ending  
4 June 30, 2018, the replacement generation tax revenues required  
5 to be deposited in the property tax relief fund pursuant to  
6 section 437A.8, subsection 4, paragraph "d", and section  
7 437A.15, subsection 3, paragraph "f", shall instead be credited  
8 to and supplement the appropriation made in this section and  
9 used for the allocations made in this section.

10 18. a. Of the funds appropriated in this section, up  
11 to \$50,000 may be transferred by the department to the  
12 appropriation made in this division of this Act to the  
13 department for the same fiscal year for general administration  
14 to be used for associated administrative expenses and for not  
15 more than one full-time equivalent position, in addition to  
16 those authorized for the same fiscal year, to be assigned to  
17 implementing the children's mental health home project.

18 b. Of the funds appropriated in this section, up to \$400,000  
19 may be transferred by the department to the appropriation made  
20 to the department in this division of this Act for the same  
21 fiscal year for Medicaid program-related general administration  
22 planning and implementation activities. The funds may be used  
23 for contracts or for personnel in addition to the amounts  
24 appropriated for and the positions authorized for general  
25 administration for the fiscal year.

26 c. Of the funds appropriated in this section, up to  
27 \$3,000,000 may be transferred by the department to the  
28 appropriations made in this division of this Act for the same  
29 fiscal year for general administration or medical contracts  
30 to be used to support the development and implementation of  
31 standardized assessment tools for persons with mental illness,  
32 an intellectual disability, a developmental disability, or a  
33 brain injury.

34 19. Of the funds appropriated in this section, \$150,000  
35 shall be used for lodging expenses associated with care

1 provided at the university of Iowa hospitals and clinics for  
2 patients with cancer whose travel distance is 30 miles or more  
3 and whose income is at or below 200 percent of the federal  
4 poverty level as defined by the most recently revised poverty  
5 income guidelines published by the United States department of  
6 health and human services. The department of human services  
7 shall establish the maximum number of overnight stays and the  
8 maximum rate reimbursed for overnight lodging, which may be  
9 based on the state employee rate established by the department  
10 of administrative services. The funds allocated in this  
11 subsection shall not be used as nonfederal share matching  
12 funds.

13 20. Of the funds appropriated in this section, up to  
14 \$3,383,880 shall be used for administration of the state family  
15 planning services program as enacted in this 2017 Act, and  
16 of this amount, the department may use up to \$200,000 for  
17 administrative expenses.

18 21. The department shall report the implementation of  
19 any cost containment strategies to the individuals specified  
20 in this division of this Act for submission of reports upon  
21 implementation.

22 22. The department shall report the implementation of any  
23 process improvement changes and any related cost reductions  
24 to the individuals specified in this division of this Act for  
25 submission of reports upon implementation.

26 23. The Medicaid managed care organizations shall explore  
27 options provided by national human services nonprofit  
28 organizations that provide innovative services for persons with  
29 behavioral health challenges to incorporate assertive community  
30 treatment teams into the services provided to individuals with  
31 severe and persistent mental illness in order to minimize or  
32 prevent recurrent acute episodes and to enhance quality of life  
33 and functioning.

34 24. The department of human services shall include in the  
35 Medicaid managed care contracts beginning with the contract

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 period effective July 1, 2017, per member per month capitation  
2 payments to managed care organizations that encourage the  
3 utilization of home and community-based services as an  
4 alternative to residential care for members.

5 25. The department of human services shall review the use  
6 of step therapy protocols and the application of step therapy  
7 override exceptions under the Medicaid program. In the review,  
8 the department may consider the use of step therapy protocols  
9 and the application of step therapy override exceptions as  
10 provided in chapter 514F.7, if enacted by 2017 Iowa Acts, House  
11 File 233, and the potential for improving the quality of life  
12 of Medicaid members and increasing efficiencies in the Medicaid  
13 program. The department shall report findings of the review  
14 and recommendations to the individuals designated in this Act  
15 for submission of reports by November 15, 2017.

16 Sec. 13. MEDICAL CONTRACTS. There is appropriated from the  
17 general fund of the state to the department of human services  
18 for the fiscal year beginning July 1, 2017, and ending June 30,  
19 2018, the following amount, or so much thereof as is necessary,  
20 to be used for the purpose designated:

21 For medical contracts:

22 ..... \$ 17,626,464

23 1. The department of inspections and appeals shall  
24 provide all state matching funds for survey and certification  
25 activities performed by the department of inspections  
26 and appeals. The department of human services is solely  
27 responsible for distributing the federal matching funds for  
28 such activities.

29 2. Of the funds appropriated in this section, \$50,000 shall  
30 be used for continuation of home and community-based services  
31 waiver quality assurance programs, including the review and  
32 streamlining of processes and policies related to oversight and  
33 quality management to meet state and federal requirements.

34 3. Of the amount appropriated in this section, up to  
35 \$200,000 may be transferred to the appropriation for general

1 administration in this division of this Act to be used for  
2 additional full-time equivalent positions in the development of  
3 key health initiatives such as cost containment, development  
4 and oversight of managed care programs, and development of  
5 health strategies targeted toward improved quality and reduced  
6 costs in the Medicaid program.

7 4. Of the funds appropriated in this section, \$1,000,000  
8 shall be used for planning and development, in cooperation with  
9 the department of public health, of a phased-in program to  
10 provide a dental home for children.

11 5. Of the funds appropriated in this section, \$950,000  
12 shall be credited to the autism support program fund created  
13 in section 225D.2 to be used for the autism support program  
14 created in [chapter 225D](#), with the exception of the following  
15 amounts of this allocation which shall be used as follows:

16 a. Of the amount appropriated in this section, \$202,000  
17 shall be used for the public purpose of providing a one-year  
18 grant to Drake university to establish a master's program in  
19 applied behavioral analysis, including the establishment of  
20 remote learning sites and a remote system to maximize outreach  
21 and enrollment in the program.

22 b. Of the funds allocated in this subsection, \$25,000  
23 shall be used for the public purpose of continuation of a  
24 grant to a child welfare services provider headquartered in a  
25 county with a population between 205,000 and 215,000 in the  
26 latest certified federal census that provides multiple services  
27 including but not limited to a psychiatric medical institution  
28 for children, shelter, residential treatment, after school  
29 programs, school-based programming, and an Asperger's syndrome  
30 program, to be used for support services for children with  
31 autism spectrum disorder and their families.

32 c. Of the funds allocated in this subsection, \$25,000  
33 shall be used for the public purpose of continuing a grant to  
34 a hospital-based provider headquartered in a county with a  
35 population between 90,000 and 95,000 in the latest certified

1 federal census that provides multiple services including  
2 but not limited to diagnostic, therapeutic, and behavioral  
3 services to individuals with autism spectrum disorder across  
4 one's lifespan. The grant recipient shall utilize the funds  
5 to continue the pilot project to determine the necessary  
6 support services for children with autism spectrum disorder and  
7 their families to be included in the children's disabilities  
8 services system. The grant recipient shall submit findings and  
9 recommendations based upon the results of the pilot project  
10 to the individuals specified in this division of this Act for  
11 submission of reports by December 31, 2017.

12 Sec. 14. STATE SUPPLEMENTARY ASSISTANCE.

13 1. There is appropriated from the general fund of the  
14 state to the department of human services for the fiscal year  
15 beginning July 1, 2017, and ending June 30, 2018, the following  
16 amount, or so much thereof as is necessary, to be used for the  
17 purpose designated:

18 For the state supplementary assistance program:

19 ..... \$ 10,372,658

20 2. The department shall increase the personal needs  
21 allowance for residents of residential care facilities by the  
22 same percentage and at the same time as federal supplemental  
23 security income and federal social security benefits are  
24 increased due to a recognized increase in the cost of living.  
25 The department may adopt emergency rules to implement this  
26 subsection.

27 3. If during the fiscal year beginning July 1, 2017,  
28 the department projects that state supplementary assistance  
29 expenditures for a calendar year will not meet the federal  
30 pass-through requirement specified in Tit. XVI of the federal  
31 Social Security Act, section 1618, as codified in 42 U.S.C.  
32 §1382g, the department may take actions including but not  
33 limited to increasing the personal needs allowance for  
34 residential care facility residents and making programmatic  
35 adjustments or upward adjustments of the residential care

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 facility or in-home health-related care reimbursement rates  
2 prescribed in this division of this Act to ensure that federal  
3 requirements are met. In addition, the department may make  
4 other programmatic and rate adjustments necessary to remain  
5 within the amount appropriated in this section while ensuring  
6 compliance with federal requirements. The department may adopt  
7 emergency rules to implement the provisions of this subsection.

8 Sec. 15. CHILDREN'S HEALTH INSURANCE PROGRAM.

9 1. There is appropriated from the general fund of the  
10 state to the department of human services for the fiscal year  
11 beginning July 1, 2017, and ending June 30, 2018, the following  
12 amount, or so much thereof as is necessary, to be used for the  
13 purpose designated:

14 For maintenance of the healthy and well kids in Iowa (hawk-i)  
15 program pursuant to [chapter 514I](#), including supplemental dental  
16 services, for receipt of federal financial participation under  
17 Tit. XXI of the federal Social Security Act, which creates the  
18 children's health insurance program:

19 ..... \$ 8,518,452

20 2. Of the funds appropriated in this section, \$42,800 is  
21 allocated for continuation of the contract for outreach with  
22 the department of public health.

23 Sec. 16. CHILD CARE ASSISTANCE. There is appropriated  
24 from the general fund of the state to the department of human  
25 services for the fiscal year beginning July 1, 2017, and ending  
26 June 30, 2018, the following amount, or so much thereof as is  
27 necessary, to be used for the purpose designated:

28 For child care programs:

29 ..... \$ 39,343,616

30 1. Of the funds appropriated in this section, \$33,493,616  
31 shall be used for state child care assistance in accordance  
32 with [section 237A.13](#).

33 2. Nothing in this section shall be construed or is  
34 intended as or shall imply a grant of entitlement for services  
35 to persons who are eligible for assistance due to an income

1 level consistent with the waiting list requirements of section  
2 237A.13. Any state obligation to provide services pursuant to  
3 this section is limited to the extent of the funds appropriated  
4 in this section.

5 3. A list of the registered and licensed child care  
6 facilities operating in the area served by a child care  
7 resource and referral service shall be made available to the  
8 families receiving state child care assistance in that area.

9 4. Of the funds appropriated in this section, \$5,850,000  
10 shall be credited to the early childhood programs grants  
11 account in the early childhood Iowa fund created in section  
12 256I.11. The moneys shall be distributed for funding of  
13 community-based early childhood programs targeted to children  
14 from birth through five years of age developed by early  
15 childhood Iowa areas in accordance with approved community  
16 plans as provided in [section 256I.8](#).

17 5. The department may use any of the funds appropriated  
18 in this section as a match to obtain federal funds for use in  
19 expanding child care assistance and related programs. For  
20 the purpose of expenditures of state and federal child care  
21 funding, funds shall be considered obligated at the time  
22 expenditures are projected or are allocated to the department's  
23 service areas. Projections shall be based on current and  
24 projected caseload growth, current and projected provider  
25 rates, staffing requirements for eligibility determination  
26 and management of program requirements including data systems  
27 management, staffing requirements for administration of the  
28 program, contractual and grant obligations and any transfers  
29 to other state agencies, and obligations for decategorization  
30 or innovation projects.

31 6. A portion of the state match for the federal child care  
32 and development block grant shall be provided as necessary to  
33 meet federal matching funds requirements through the state  
34 general fund appropriation made for child development grants  
35 and other programs for at-risk children in [section 279.51](#).

1 7. If a uniform reduction ordered by the governor under  
2 section 8.31 or other operation of law, transfer, or federal  
3 funding reduction reduces the appropriation made in this  
4 section for the fiscal year, the percentage reduction in the  
5 amount paid out to or on behalf of the families participating  
6 in the state child care assistance program shall be equal to or  
7 less than the percentage reduction made for any other purpose  
8 payable from the appropriation made in this section and the  
9 federal funding relating to it. The percentage reduction to  
10 the other allocations made in this section shall be the same as  
11 the uniform reduction ordered by the governor or the percentage  
12 change of the federal funding reduction, as applicable.  
13 If there is an unanticipated increase in federal funding  
14 provided for state child care assistance, the entire amount  
15 of the increase shall be used for state child care assistance  
16 payments. If the appropriations made for purposes of the  
17 state child care assistance program for the fiscal year are  
18 determined to be insufficient, it is the intent of the general  
19 assembly to appropriate sufficient funding for the fiscal year  
20 in order to avoid establishment of waiting list requirements.

21 8. Notwithstanding [section 8.33](#), moneys advanced for  
22 purposes of the programs developed by early childhood Iowa  
23 areas, advanced for purposes of wraparound child care, or  
24 received from the federal appropriations made for the purposes  
25 of this section that remain unencumbered or unobligated at the  
26 close of the fiscal year shall not revert to any fund but shall  
27 remain available for expenditure for the purposes designated  
28 until the close of the succeeding fiscal year.

29 Sec. 17. JUVENILE INSTITUTION. There is appropriated  
30 from the general fund of the state to the department of human  
31 services for the fiscal year beginning July 1, 2017, and ending  
32 June 30, 2018, the following amounts, or so much thereof as is  
33 necessary, to be used for the purposes designated:

34 1. For operation of the state training school at Eldora and  
35 for salaries, support, maintenance, and miscellaneous purposes,

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 and for not more than the following full-time equivalent  
2 positions:

3 ..... \$ 11,350,443  
4 ..... FTEs 189.00

5 Of the funds appropriated in this subsection, \$91,150 shall  
6 be used for distribution to licensed classroom teachers at this  
7 and other institutions under the control of the department of  
8 human services based upon the average student yearly enrollment  
9 at each institution as determined by the department.

10 2. A portion of the moneys appropriated in this section  
11 shall be used by the state training school at Eldora for  
12 grants for adolescent pregnancy prevention activities at the  
13 institution in the fiscal year beginning July 1, 2017.

14 Sec. 18. CHILD AND FAMILY SERVICES.

15 1. There is appropriated from the general fund of the  
16 state to the department of human services for the fiscal year  
17 beginning July 1, 2017, and ending June 30, 2018, the following  
18 amount, or so much thereof as is necessary, to be used for the  
19 purpose designated:

20 For child and family services:

21 ..... \$ 87,279,375

22 2. The department may transfer funds appropriated in this  
23 section as necessary to pay the nonfederal costs of services  
24 reimbursed under the medical assistance program, state child  
25 care assistance program, or the family investment program which  
26 are provided to children who would otherwise receive services  
27 paid under the appropriation in this section. The department  
28 may transfer funds appropriated in this section to the  
29 appropriations made in this division of this Act for general  
30 administration and for field operations for resources necessary  
31 to implement and operate the services funded in this section.

32 3. a. Of the funds appropriated in this section, up to  
33 \$35,736,649 is allocated as the statewide expenditure target  
34 under [section 232.143](#) for group foster care maintenance and  
35 services. If the department projects that such expenditures

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 for the fiscal year will be less than the target amount  
2 allocated in this paragraph "a", the department may reallocate  
3 the excess to provide additional funding for shelter care  
4 or the child welfare emergency services addressed with the  
5 allocation for shelter care.

6 b. If at any time after September 30, 2017, annualization  
7 of a service area's current expenditures indicates a service  
8 area is at risk of exceeding its group foster care expenditure  
9 target under [section 232.143](#) by more than 5 percent, the  
10 department and juvenile court services shall examine all  
11 group foster care placements in that service area in order to  
12 identify those which might be appropriate for termination.  
13 In addition, any aftercare services believed to be needed  
14 for the children whose placements may be terminated shall be  
15 identified. The department and juvenile court services shall  
16 initiate action to set dispositional review hearings for the  
17 placements identified. In such a dispositional review hearing,  
18 the juvenile court shall determine whether needed aftercare  
19 services are available and whether termination of the placement  
20 is in the best interest of the child and the community.

21 4. In accordance with the provisions of [section 232.188](#),  
22 the department shall continue the child welfare and juvenile  
23 justice funding initiative during fiscal year 2017-2018. Of  
24 the funds appropriated in this section, \$1,717,753 is allocated  
25 specifically for expenditure for fiscal year 2017-2018 through  
26 the decategorization services funding pools and governance  
27 boards established pursuant to [section 232.188](#).

28 5. A portion of the funds appropriated in this section  
29 may be used for emergency family assistance to provide other  
30 resources required for a family participating in a family  
31 preservation or reunification project or successor project to  
32 stay together or to be reunified.

33 6. Notwithstanding [section 234.35](#) or any other provision  
34 of law to the contrary, state funding for shelter care and  
35 the child welfare emergency services contracting implemented

1 to provide for or prevent the need for shelter care shall be  
2 limited to \$8,096,158.

3 7. Federal funds received by the state during the fiscal  
4 year beginning July 1, 2017, as the result of the expenditure  
5 of state funds appropriated during a previous state fiscal  
6 year for a service or activity funded under this section are  
7 appropriated to the department to be used as additional funding  
8 for services and purposes provided for under this section.  
9 Notwithstanding [section 8.33](#), moneys received in accordance  
10 with this subsection that remain unencumbered or unobligated at  
11 the close of the fiscal year shall not revert to any fund but  
12 shall remain available for the purposes designated until the  
13 close of the succeeding fiscal year.

14 8. a. Of the funds appropriated in this section, up to  
15 \$3,290,000 is allocated for the payment of the expenses of  
16 court-ordered services provided to juveniles who are under the  
17 supervision of juvenile court services, which expenses are a  
18 charge upon the state pursuant to [section 232.141](#), subsection  
19 4. Of the amount allocated in this paragraph "a", up to  
20 \$1,556,287 shall be made available to provide school-based  
21 supervision of children adjudicated under [chapter 232](#), of which  
22 not more than \$15,000 may be used for the purpose of training.  
23 A portion of the cost of each school-based liaison officer  
24 shall be paid by the school district or other funding source as  
25 approved by the chief juvenile court officer.

26 b. Of the funds appropriated in this section, up to \$748,985  
27 is allocated for the payment of the expenses of court-ordered  
28 services provided to children who are under the supervision  
29 of the department, which expenses are a charge upon the state  
30 pursuant to [section 232.141](#), subsection 4.

31 c. Notwithstanding [section 232.141](#) or any other provision  
32 of law to the contrary, the amounts allocated in this  
33 subsection shall be distributed to the judicial districts  
34 as determined by the state court administrator and to the  
35 department's service areas as determined by the administrator

1 of the department of human services' division of child and  
2 family services. The state court administrator and the  
3 division administrator shall make the determination of the  
4 distribution amounts on or before June 15, 2017.

5 d. Notwithstanding [chapter 232](#) or any other provision of  
6 law to the contrary, a district or juvenile court shall not  
7 order any service which is a charge upon the state pursuant  
8 to [section 232.141](#) if there are insufficient court-ordered  
9 services funds available in the district court or departmental  
10 service area distribution amounts to pay for the service. The  
11 chief juvenile court officer and the departmental service area  
12 manager shall encourage use of the funds allocated in this  
13 subsection such that there are sufficient funds to pay for  
14 all court-related services during the entire year. The chief  
15 juvenile court officers and departmental service area managers  
16 shall attempt to anticipate potential surpluses and shortfalls  
17 in the distribution amounts and shall cooperatively request the  
18 state court administrator or division administrator to transfer  
19 funds between the judicial districts' or departmental service  
20 areas' distribution amounts as prudent.

21 e. Notwithstanding any provision of law to the contrary,  
22 a district or juvenile court shall not order a county to pay  
23 for any service provided to a juvenile pursuant to an order  
24 entered under [chapter 232](#) which is a charge upon the state  
25 under [section 232.141, subsection 4](#).

26 f. Of the funds allocated in this subsection, not more than  
27 \$83,000 may be used by the judicial branch for administration  
28 of the requirements under this subsection.

29 g. Of the funds allocated in this subsection, \$17,000  
30 shall be used by the department of human services to support  
31 the interstate commission for juveniles in accordance with  
32 the interstate compact for juveniles as provided in section  
33 232.173.

34 9. Of the funds appropriated in this section, \$12,253,227 is  
35 allocated for juvenile delinquent graduated sanctions services.

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 Any state funds saved as a result of efforts by juvenile court  
2 services to earn a federal Tit. IV-E match for juvenile court  
3 services administration may be used for the juvenile delinquent  
4 graduated sanctions services.

5 10. Of the funds appropriated in this section, \$1,658,285 is  
6 transferred to the department of public health to be used for  
7 the child protection center grant program for child protection  
8 centers located in Iowa in accordance with [section 135.118](#).  
9 The grant amounts under the program shall be equalized so that  
10 each center receives a uniform base amount of \$245,000, so that  
11 \$50,000 is awarded to establish a satellite child protection  
12 center in a city in north central Iowa that is the county  
13 seat of a county with a population between 44,000 and 45,000  
14 according to the latest certified federal census, and so that  
15 the remaining funds are awarded through a funding formula based  
16 upon the volume of children served.

17 11. If the department receives federal approval to  
18 implement a waiver under Tit. IV-E of the federal Social  
19 Security Act to enable providers to serve children who remain  
20 in the children's families and communities, for purposes of  
21 eligibility under the medical assistance program through 25  
22 years of age, children who participate in the waiver shall be  
23 considered to be placed in foster care.

24 12. Of the funds appropriated in this section, \$4,025,167 is  
25 allocated for the preparation for adult living program pursuant  
26 to [section 234.46](#).

27 13. Of the funds appropriated in this section, \$227,337  
28 shall be used for the public purpose of continuing a grant to  
29 a nonprofit human services organization providing services to  
30 individuals and families in multiple locations in southwest  
31 Iowa and Nebraska for support of a project providing immediate,  
32 sensitive support and forensic interviews, medical exams, needs  
33 assessments, and referrals for victims of child abuse and their  
34 nonoffending family members.

35 14. Of the funds appropriated in this section, \$300,620

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 is allocated for the foster care youth council approach of  
2 providing a support network to children placed in foster care.

3 15. Of the funds appropriated in this section, \$202,000 is  
4 allocated for use pursuant to [section 235A.1](#) for continuation  
5 of the initiative to address child sexual abuse implemented  
6 pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection  
7 21.

8 16. Of the funds appropriated in this section, \$630,240 is  
9 allocated for the community partnership for child protection  
10 sites.

11 17. Of the funds appropriated in this section, \$371,250  
12 is allocated for the department's minority youth and family  
13 projects under the redesign of the child welfare system.

14 18. Of the funds appropriated in this section, \$1,136,595  
15 is allocated for funding of the community circle of care  
16 collaboration for children and youth in northeast Iowa.

17 19. Of the funds appropriated in this section, at least  
18 \$147,158 shall be used for the continuation of the child  
19 welfare provider training academy, a collaboration between the  
20 coalition for family and children's services in Iowa and the  
21 department.

22 20. Of the funds appropriated in this section, \$211,872  
23 shall be used for continuation of the central Iowa system of  
24 care program grant through June 30, 2018.

25 21. Of the funds appropriated in this section, \$235,000  
26 shall be used for the public purpose of the continuation  
27 and expansion of a system of care program grant implemented  
28 in Cerro Gordo and Linn counties to utilize a comprehensive  
29 and long-term approach for helping children and families by  
30 addressing the key areas in a child's life of childhood basic  
31 needs, education and work, family, and community.

32 22. Of the funds appropriated in this section, at least  
33 \$25,000 shall be used to continue and to expand the foster  
34 care respite pilot program in which postsecondary students in  
35 social work and other human services-related programs receive

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 experience by assisting family foster care providers with  
2 respite and other support.

3 23. Of the funds appropriated in this section, \$110,000  
4 shall be used for the public purpose of funding community-based  
5 services and other supports with a system of care approach  
6 for children with a serious emotional disturbance and their  
7 families through a nonprofit provider of child welfare services  
8 that has been in existence for more than 115 years, is located  
9 in a county with a population of more than 200,000 but less  
10 than 220,000 according to the latest certified federal census,  
11 is licensed as a psychiatric medical institution for children,  
12 and was a system of care grantee prior to July 1, 2017.

13 Sec. 19. ADOPTION SUBSIDY.

14 1. There is appropriated from the general fund of the  
15 state to the department of human services for the fiscal year  
16 beginning July 1, 2017, and ending June 30, 2018, the following  
17 amount, or so much thereof as is necessary, to be used for the  
18 purpose designated:

19 a. For adoption subsidy payments and services:

20 ..... \$ 40,777,910

21 b. (1) The funds appropriated in this section shall be used  
22 as authorized or allowed by federal law or regulation for any  
23 of the following purposes:

24 (a) For adoption subsidy payments and related costs.

25 (b) For post-adoption services and for other purposes under  
26 Tit. IV-B or Tit. IV-E of the federal Social Security Act.

27 (2) The department of human services may transfer funds  
28 appropriated in this subsection to the appropriation for  
29 child and family services in this Act for the purposes of  
30 post-adoption services as specified in this paragraph "b".

31 c. Notwithstanding section 8.33, moneys corresponding to  
32 the state savings resulting from implementation of the federal  
33 Fostering Connections to Success and Increasing Adoptions Act  
34 of 2008, Pub. L. No. 110-351, and successor legislation, as  
35 determined in accordance with 42 U.S.C. §673(a)(8), that remain

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 unencumbered or unobligated at the close of the fiscal year,  
2 shall not revert to any fund but shall remain available for the  
3 purposes designated in this subsection until expended. The  
4 amount of such savings and any corresponding funds remaining  
5 at the close of the fiscal year shall be determined separately  
6 and any changes in either amount between fiscal years shall not  
7 result in an unfunded need.

8 2. The department may transfer funds appropriated in  
9 this section to the appropriation made in this division of  
10 this Act for general administration for costs paid from the  
11 appropriation relating to adoption subsidy.

12 3. Federal funds received by the state during the  
13 fiscal year beginning July 1, 2017, as the result of the  
14 expenditure of state funds during a previous state fiscal  
15 year for a service or activity funded under this section are  
16 appropriated to the department to be used as additional funding  
17 for the services and activities funded under this section.  
18 Notwithstanding [section 8.33](#), moneys received in accordance  
19 with this subsection that remain unencumbered or unobligated  
20 at the close of the fiscal year shall not revert to any fund  
21 but shall remain available for expenditure for the purposes  
22 designated until the close of the succeeding fiscal year.

23 Sec. 20. JUVENILE DETENTION HOME FUND. Moneys deposited  
24 in the juvenile detention home fund created in [section 232.142](#)  
25 during the fiscal year beginning July 1, 2017, and ending June  
26 30, 2018, are appropriated to the department of human services  
27 for the fiscal year beginning July 1, 2017, and ending June 30,  
28 2018, for distribution of an amount equal to a percentage of  
29 the costs of the establishment, improvement, operation, and  
30 maintenance of county or multicounty juvenile detention homes  
31 in the fiscal year beginning July 1, 2016. Moneys appropriated  
32 for distribution in accordance with this section shall be  
33 allocated among eligible detention homes, prorated on the basis  
34 of an eligible detention home's proportion of the costs of all  
35 eligible detention homes in the fiscal year beginning July

1 1, 2016. The percentage figure shall be determined by the  
2 department based on the amount available for distribution for  
3 the fund. Notwithstanding [section 232.142, subsection 3](#), the  
4 financial aid payable by the state under that provision for the  
5 fiscal year beginning July 1, 2017, shall be limited to the  
6 amount appropriated for the purposes of this section.

7 Sec. 21. FAMILY SUPPORT SUBSIDY PROGRAM.

8 1. There is appropriated from the general fund of the  
9 state to the department of human services for the fiscal year  
10 beginning July 1, 2017, and ending June 30, 2018, the following  
11 amount, or so much thereof as is necessary, to be used for the  
12 purpose designated:

13 For the family support subsidy program subject to the  
14 enrollment restrictions in [section 225C.37, subsection 3](#):  
15 ..... \$ 1,069,282

16 2. At least \$787,500 of the moneys appropriated in this  
17 section is transferred to the department of public health for  
18 the family support center component of the comprehensive family  
19 support program under chapter 225C, subchapter V.

20 3. If at any time during the fiscal year, the amount of  
21 funding available for the family support subsidy program  
22 is reduced from the amount initially used to establish the  
23 figure for the number of family members for whom a subsidy  
24 is to be provided at any one time during the fiscal year,  
25 notwithstanding [section 225C.38, subsection 2](#), the department  
26 shall revise the figure as necessary to conform to the amount  
27 of funding available.

28 Sec. 22. CONNER DECREE. There is appropriated from the  
29 general fund of the state to the department of human services  
30 for the fiscal year beginning July 1, 2017, and ending June 30,  
31 2018, the following amount, or so much thereof as is necessary,  
32 to be used for the purpose designated:

33 For building community capacity through the coordination  
34 and provision of training opportunities in accordance with the  
35 consent decree of Conner v. Branstad, No. 4-86-CV-30871(S.D.

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 Iowa, July 14, 1994):

2 ..... \$ 33,632

3 Sec. 23. MENTAL HEALTH INSTITUTES.

4 1. There is appropriated from the general fund of the  
5 state to the department of human services for the fiscal year  
6 beginning July 1, 2017, and ending June 30, 2018, the following  
7 amounts, or so much thereof as is necessary, to be used for the  
8 purposes designated:

9 a. For operation of the state mental health institute at  
10 Cherokee as required by chapters 218 and 226 for salaries,  
11 support, maintenance, and miscellaneous purposes, and for not  
12 more than the following full-time equivalent positions:  
13 ..... \$ 13,870,254  
14 ..... FTEs 162.00

15 b. For operation of the state mental health institute at  
16 Independence as required by chapters 218 and 226 for salaries,  
17 support, maintenance, and miscellaneous purposes, and for not  
18 more than the following full-time equivalent positions:  
19 ..... \$ 17,513,621  
20 ..... FTEs 204.00

21 2. Notwithstanding sections 218.78 and 249A.11, any revenue  
22 received from the state mental health institute at Cherokee or  
23 the state mental health institute at Independence pursuant to  
24 42 C.F.R §438.6(e) may be retained and expended by the mental  
25 health institute.

26 3. Notwithstanding any provision of law to the contrary,  
27 a Medicaid member residing at the state mental health  
28 institute at Cherokee or the state mental health institute  
29 at Independence shall retain Medicaid eligibility during  
30 the period of the Medicaid member's stay for which federal  
31 financial participation is available.

32 Sec. 24. STATE RESOURCE CENTERS.

33 1. There is appropriated from the general fund of the  
34 state to the department of human services for the fiscal year  
35 beginning July 1, 2017, and ending June 30, 2018, the following

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 amounts, or so much thereof as is necessary, to be used for the  
2 purposes designated:

3 a. For the state resource center at Glenwood for salaries,  
4 support, maintenance, and miscellaneous purposes:  
5 ..... \$ 17,887,781

6 b. For the state resource center at Woodward for salaries,  
7 support, maintenance, and miscellaneous purposes:  
8 ..... \$ 12,077,034

9 2. The department may continue to bill for state resource  
10 center services utilizing a scope of services approach used for  
11 private providers of intermediate care facilities for persons  
12 with an intellectual disability services, in a manner which  
13 does not shift costs between the medical assistance program,  
14 counties, or other sources of funding for the state resource  
15 centers.

16 3. The state resource centers may expand the time-limited  
17 assessment and respite services during the fiscal year.

18 4. If the department's administration and the department  
19 of management concur with a finding by a state resource  
20 center's superintendent that projected revenues can reasonably  
21 be expected to pay the salary and support costs for a new  
22 employee position, or that such costs for adding a particular  
23 number of new positions for the fiscal year would be less  
24 than the overtime costs if new positions would not be added,  
25 the superintendent may add the new position or positions. If  
26 the vacant positions available to a resource center do not  
27 include the position classification desired to be filled, the  
28 state resource center's superintendent may reclassify any  
29 vacant position as necessary to fill the desired position. The  
30 superintendents of the state resource centers may, by mutual  
31 agreement, pool vacant positions and position classifications  
32 during the course of the fiscal year in order to assist one  
33 another in filling necessary positions.

34 5. If existing capacity limitations are reached in  
35 operating units, a waiting list is in effect for a service or

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 a special need for which a payment source or other funding  
2 is available for the service or to address the special need,  
3 and facilities for the service or to address the special need  
4 can be provided within the available payment source or other  
5 funding, the superintendent of a state resource center may  
6 authorize opening not more than two units or other facilities  
7 and begin implementing the service or addressing the special  
8 need during fiscal year 2017-2018.

9       Sec. 25. SEXUALLY VIOLENT PREDATORS.

10       1. There is appropriated from the general fund of the  
11 state to the department of human services for the fiscal year  
12 beginning July 1, 2017, and ending June 30, 2018, the following  
13 amount, or so much thereof as is necessary, to be used for the  
14 purpose designated:

15       For costs associated with the commitment and treatment of  
16 sexually violent predators in the unit located at the state  
17 mental health institute at Cherokee, including costs of legal  
18 services and other associated costs, including salaries,  
19 support, maintenance, and miscellaneous purposes, and for not  
20 more than the following full-time equivalent positions:

21 .....	\$	9,464,747
22 .....	FTEs	112.00

23       2. Unless specifically prohibited by law, if the amount  
24 charged provides for recoupment of at least the entire amount  
25 of direct and indirect costs, the department of human services  
26 may contract with other states to provide care and treatment  
27 of persons placed by the other states at the unit for sexually  
28 violent predators at Cherokee. The moneys received under  
29 such a contract shall be considered to be repayment receipts  
30 and used for the purposes of the appropriation made in this  
31 section.

32       Sec. 26. FIELD OPERATIONS. There is appropriated from the  
33 general fund of the state to the department of human services  
34 for the fiscal year beginning July 1, 2017, and ending June 30,  
35 2018, the following amount, or so much thereof as is necessary,

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 to be used for the purposes designated:

2 For field operations, including salaries, support,  
3 maintenance, and miscellaneous purposes, and for not more than  
4 the following full-time equivalent positions:

5 ..... \$ 48,484,435  
6 ..... FTEs 1,583.00

7 Priority in filling full-time equivalent positions shall be  
8 given to those positions related to child protection services  
9 and eligibility determination for low-income families.

10 Sec. 27. GENERAL ADMINISTRATION. There is appropriated  
11 from the general fund of the state to the department of human  
12 services for the fiscal year beginning July 1, 2017, and ending  
13 June 30, 2018, the following amount, or so much thereof as is  
14 necessary, to be used for the purpose designated:

15 For general administration, including salaries, support,  
16 maintenance, and miscellaneous purposes, and for not more than  
17 the following full-time equivalent positions:

18 ..... \$ 14,033,040  
19 ..... FTEs 294.00

20 1. The department shall report at least monthly to the  
21 legislative services agency concerning the department's  
22 operational and program expenditures.

23 2. Of the funds appropriated in this section, \$150,000 shall  
24 be used to continue the contract for the provision of a program  
25 to provide technical assistance, support, and consultation to  
26 providers of habilitation services and home and community-based  
27 services waiver services for adults with disabilities under the  
28 medical assistance program.

29 3. Of the funds appropriated in this section, \$50,000  
30 is transferred to the Iowa finance authority to be used  
31 for administrative support of the council on homelessness  
32 established in [section 16.2D](#) and for the council to fulfill its  
33 duties in addressing and reducing homelessness in the state.

34 4. Of the funds appropriated in this section, \$200,000 shall  
35 be transferred to and deposited in the administrative fund of

1 the Iowa ABLE savings plan trust created in [section 12I.4](#), to  
2 be used for implementation and administration activities of the  
3 Iowa ABLE savings plan trust.

4 5. Of the funds appropriated in this section, \$200,000 is  
5 transferred to the economic development authority for the Iowa  
6 commission on volunteer services to continue to be used for  
7 RefugeeRISE AmeriCorps program established under section 15H.8  
8 for member recruitment and training to improve the economic  
9 well-being and health of economically disadvantaged refugees in  
10 local communities across Iowa. Funds transferred may be used  
11 to supplement federal funds under federal regulations.

12 6. Of the funds appropriated in this section, \$300,000 shall  
13 be used to contract for children's well-being collaboratives  
14 grants for the development and implementation of children's  
15 well-being collaboratives to establish and coordinate  
16 prevention and early intervention services to promote improved  
17 mental health and well-being for children and families, as  
18 enacted in this 2017 Act.

19 7. Of the funds appropriated in this section, \$200,000  
20 shall be used to continue to expand the provision of nationally  
21 accredited and recognized internet-based training to include  
22 mental health and disability services providers.

23 Sec. 28. DEPARTMENT-WIDE DUTIES. There is appropriated  
24 from the general fund of the state to the department of human  
25 services for the fiscal year beginning July 1, 2017, and ending  
26 June 30, 2018, the following amount, or so much thereof as is  
27 necessary, to be used for the purposes designated:

28 For salaries, support, maintenance, and miscellaneous  
29 purposes at facilities under the purview of the department of  
30 human services:

31 ..... \$ 2,879,274

32 Sec. 29. VOLUNTEERS. There is appropriated from the general  
33 fund of the state to the department of human services for the  
34 fiscal year beginning July 1, 2017, and ending June 30, 2018,  
35 the following amount, or so much thereof as is necessary, to be

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 used for the purpose designated:

2 For development and coordination of volunteer services:  
3 ..... \$ 84,686

4 Sec. 30. GENERAL REDUCTION. For the period beginning July  
5 1, 2017, and ending June 30, 2018, the department of human  
6 services, in consultation with the department of management,  
7 shall identify and implement a reduction in expenditures made  
8 from appropriations from the general fund to the department of  
9 human services in the amount of \$1,467,303.

10 Sec. 31. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY  
11 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE  
12 DEPARTMENT OF HUMAN SERVICES.

13 1. a. (1) (a) For the fiscal year beginning July 1,  
14 2017, the department shall rebase case-mix nursing facility  
15 rates effective July 1, 2017, to the extent possible within the  
16 state funding, including the \$2,500,000, appropriated for this  
17 purpose.

18 (b) For the fiscal year beginning July 1, 2017, non-case-mix  
19 and special population nursing facilities shall be reimbursed  
20 in accordance with the methodology in effect on June 30 of the  
21 prior fiscal year.

22 (c) For managed care claims, the department of human  
23 services shall adjust the payment rate floor for nursing  
24 facilities, annually, to maintain a rate floor that is no  
25 lower than the Medicaid fee-for-service case-mix adjusted  
26 rate calculated in accordance with subparagraph division  
27 (a) and 441 IAC 81.6. The department shall then calculate  
28 adjusted reimbursement rates, including but not limited to  
29 add-on-payments, annually, and shall notify Medicaid managed  
30 care organizations of the adjusted reimbursement rates within  
31 30 days of determining the adjusted reimbursement rates. Any  
32 adjustment of reimbursement rates under this subparagraph  
33 division shall be budget neutral to the state budget.

34 (d) For the fiscal year beginning July 1, 2017, Medicaid  
35 managed care long-term services and supports capitation

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 rates shall be adjusted to reflect the rebasing pursuant to  
2 subparagraph division (a) for the patient populations residing  
3 in Medicaid-certified nursing facilities.

4 (2) For any open or unsettled nursing facility cost report  
5 for a fiscal year prior to and including the fiscal year  
6 beginning July 1, 2016, including any cost report remanded on  
7 judicial review for inclusion of prescription drug, laboratory,  
8 or x-ray costs, the department shall offset all reported  
9 prescription drug, laboratory, and x-ray costs with any revenue  
10 received from Medicare or other revenue source for any purpose.  
11 For purposes of this subparagraph, a nursing facility cost  
12 report is not considered open or unsettled if the facility did  
13 not initiate an administrative appeal under [chapter 17A](#) or if  
14 any appeal rights initiated have been exhausted.

15 (3) Medicaid managed care organizations shall adjust  
16 facility-specific rates based upon payment rate listings issued  
17 by the department. The rate adjustments shall be applied  
18 retroactively based upon the effective date of the rate letter  
19 issued by the department. A Medicaid managed care organization  
20 shall honor all retroactive rate adjustments including when  
21 specific provider rates are delayed or amended.

22 b. (1) For the fiscal year beginning July 1, 2017,  
23 the department shall establish the pharmacy dispensing fee  
24 reimbursement at \$10.02 per prescription, until a cost of  
25 dispensing survey is completed. The actual dispensing fee  
26 shall be determined by a cost of dispensing survey performed  
27 by the department and required to be completed by all medical  
28 assistance program participating pharmacies every two years,  
29 adjusted as necessary to maintain expenditures within the  
30 amount appropriated to the department for this purpose for the  
31 fiscal year.

32 (2) The department shall utilize an average acquisition  
33 cost reimbursement methodology for all drugs covered under the  
34 medical assistance program in accordance with 2012 Iowa Acts,  
35 chapter 1133, section 33.

1 c. (1) For the fiscal year beginning July 1, 2017,  
2 reimbursement rates for outpatient hospital services shall  
3 be rebased effective January 1, 2018, subject to Medicaid  
4 program upper payment limit rules, and adjusted as necessary  
5 to maintain expenditures within the amount appropriated to the  
6 department for this purpose for the fiscal year.

7 (2) For the fiscal year beginning July 1, 2017,  
8 reimbursement rates for inpatient hospital services shall  
9 remain at the rates in effect on June 30, 2017, subject to  
10 Medicaid program upper payment limit rules, and adjusted  
11 as necessary to maintain expenditures within the amount  
12 appropriated to the department for this purpose for the fiscal  
13 year.

14 (3) For the fiscal year beginning July 1, 2017, the graduate  
15 medical education and disproportionate share hospital fund  
16 shall remain at the amount in effect on June 30, 2017, except  
17 that the portion of the fund attributable to graduate medical  
18 education shall be reduced in an amount that reflects the  
19 elimination of graduate medical education payments made to  
20 out-of-state hospitals.

21 (4) In order to ensure the efficient use of limited state  
22 funds in procuring health care services for low-income Iowans,  
23 funds appropriated in this Act for hospital services shall  
24 not be used for activities which would be excluded from a  
25 determination of reasonable costs under the federal Medicare  
26 program pursuant to 42 U.S.C. §1395x(v)(1)(N).

27 d. For the fiscal year beginning July 1, 2017, reimbursement  
28 rates for hospices and acute mental hospitals shall be  
29 increased in accordance with increases under the federal  
30 Medicare program or as supported by their Medicare audited  
31 costs.

32 e. For the fiscal year beginning July 1, 2017, independent  
33 laboratories and rehabilitation agencies shall be reimbursed  
34 using the same methodology in effect on June 30, 2017.

35 f. (1) For the fiscal year beginning July 1, 2017,

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 reimbursement rates for home health agencies shall continue to  
2 be based on the Medicare low utilization payment adjustment  
3 (LUPA) methodology with state geographic wage adjustments.  
4 The department shall continue to update the rates every two  
5 years to reflect the most recent Medicare LUPA rates to the  
6 extent possible within the state funding appropriated for this  
7 purpose.

8 (2) For the fiscal year beginning July 1, 2017, rates for  
9 private duty nursing and personal care services under the early  
10 and periodic screening, diagnostic, and treatment program  
11 benefit shall be calculated based on the methodology in effect  
12 on June 30, 2017.

13 g. For the fiscal year beginning July 1, 2017, federally  
14 qualified health centers and rural health clinics shall receive  
15 cost-based reimbursement for 100 percent of the reasonable  
16 costs for the provision of services to recipients of medical  
17 assistance.

18 h. For the fiscal year beginning July 1, 2017, the  
19 reimbursement rates for dental services shall remain at the  
20 rates in effect on June 30, 2017.

21 i. (1) For the fiscal year beginning July 1, 2017,  
22 reimbursement rates for non-state-owned psychiatric medical  
23 institutions for children shall be based on the reimbursement  
24 methodology in effect on June 30, 2017.

25 (2) As a condition of participation in the medical  
26 assistance program, enrolled providers shall accept the medical  
27 assistance reimbursement rate for any covered goods or services  
28 provided to recipients of medical assistance who are children  
29 under the custody of a psychiatric medical institution for  
30 children.

31 j. For the fiscal year beginning July 1, 2017, unless  
32 otherwise specified in this Act, all noninstitutional medical  
33 assistance provider reimbursement rates shall remain at the  
34 rates in effect on June 30, 2017, except for area education  
35 agencies, local education agencies, infant and toddler

1 services providers, home and community-based services providers  
2 including consumer-directed attendant care providers under a  
3 section 1915(c) or 1915(i) waiver, targeted case management  
4 providers, and those providers whose rates are required to be  
5 determined pursuant to [section 249A.20](#).

6 k. Notwithstanding any provision to the contrary, for the  
7 fiscal year beginning July 1, 2017, the reimbursement rate  
8 for anesthesiologists shall be adjusted to implement the cost  
9 containment strategies authorized for the medical assistance  
10 program in this 2017 Act.

11 l. Notwithstanding [section 249A.20](#), for the fiscal year  
12 beginning July 1, 2017, the average reimbursement rate for  
13 health care providers eligible for use of the federal Medicare  
14 resource-based relative value scale reimbursement methodology  
15 under [section 249A.20](#) shall remain at the rate in effect on  
16 June 30, 2017; however, this rate shall not exceed the maximum  
17 level authorized by the federal government.

18 m. For the fiscal year beginning July 1, 2017, the  
19 reimbursement rate for residential care facilities shall not  
20 be less than the minimum payment level as established by the  
21 federal government to meet the federally mandated maintenance  
22 of effort requirement. The flat reimbursement rate for  
23 facilities electing not to file annual cost reports shall not  
24 be less than the minimum payment level as established by the  
25 federal government to meet the federally mandated maintenance  
26 of effort requirement.

27 n. For the fiscal year beginning July 1, 2017, the  
28 reimbursement rates for inpatient mental health services  
29 provided at hospitals shall remain at the rates in effect on  
30 June 30, 2017, subject to Medicaid program upper payment limit  
31 rules; and psychiatrists shall be reimbursed at the medical  
32 assistance program fee-for-service rate in effect on June 30,  
33 2017.

34 o. For the fiscal year beginning July 1, 2017, community  
35 mental health centers may choose to be reimbursed for the

1 services provided to recipients of medical assistance through  
2 either of the following options:

3 (1) For 100 percent of the reasonable costs of the services.

4 (2) In accordance with the alternative reimbursement rate  
5 methodology approved by the department of human services in  
6 effect on June 30, 2017.

7 p. For the fiscal year beginning July 1, 2017, the  
8 reimbursement rate for providers of family planning services  
9 that are eligible to receive a 90 percent federal match shall  
10 remain at the rates in effect on June 30, 2017.

11 q. Unless otherwise subject to a tiered rate methodology,  
12 for the fiscal year beginning July 1, 2017, the upper  
13 limits and reimbursement rates for providers of home and  
14 community-based services waiver services shall be reimbursed  
15 using the reimbursement methodology in effect on June 30, 2017.

16 r. For the fiscal year beginning July 1, 2017, the  
17 reimbursement rates for emergency medical service providers  
18 shall remain at the rates in effect on June 30, 2017.

19 s. For the fiscal year beginning July 1, 2017, reimbursement  
20 rates for substance-related disorder treatment programs  
21 licensed under section 125.13 shall remain at the rates in  
22 effect on June 30, 2017.

23 2. For the fiscal year beginning July 1, 2017, the  
24 reimbursement rate for providers reimbursed under the  
25 in-home-related care program shall not be less than the minimum  
26 payment level as established by the federal government to meet  
27 the federally mandated maintenance of effort requirement.

28 3. Unless otherwise directed in this section, when the  
29 department's reimbursement methodology for any provider  
30 reimbursed in accordance with this section includes an  
31 inflation factor, this factor shall not exceed the amount  
32 by which the consumer price index for all urban consumers  
33 increased during the calendar year ending December 31, 2002.

34 4. Notwithstanding section 234.38, for the fiscal  
35 year beginning July 1, 2017, the foster family basic daily

1 maintenance rate and the maximum adoption subsidy rate for  
2 children ages 0 through 5 years shall be \$16.78, the rate for  
3 children ages 6 through 11 years shall be \$17.45, the rate for  
4 children ages 12 through 15 years shall be \$19.10, and the  
5 rate for children and young adults ages 16 and older shall  
6 be \$19.35. For youth ages 18 to 21 who have exited foster  
7 care, the preparation for adult living program maintenance rate  
8 shall be \$602.70 per month. The maximum payment for adoption  
9 subsidy nonrecurring expenses shall be limited to \$500 and the  
10 disallowance of additional amounts for court costs and other  
11 related legal expenses implemented pursuant to 2010 Iowa Acts,  
12 chapter 1031, section 408, shall be continued.

13 5. For the fiscal year beginning July 1, 2017, the maximum  
14 reimbursement rates for social services providers under  
15 contract shall remain at the rates in effect on June 30, 2017,  
16 or the provider's actual and allowable cost plus inflation for  
17 each service, whichever is less. However, if a new service  
18 or service provider is added after June 30, 2017, the initial  
19 reimbursement rate for the service or provider shall be based  
20 upon a weighted average of provider rates for similar services.

21 6. a. For the fiscal year beginning July 1, 2017, the  
22 reimbursement rates for resource family recruitment and  
23 retention contractors shall be established by contract.

24 b. For the fiscal year beginning July 1, 2017, the  
25 reimbursement rates for supervised apartment living foster care  
26 providers shall be established by contract.

27 7. a. For the purposes of this subsection, "combined  
28 reimbursement rate" means the combined service and maintenance  
29 reimbursement rate for a service level under the department's  
30 reimbursement methodology. Effective July 1, 2017, the  
31 combined reimbursement rate for a group foster care service  
32 level shall be the amount designated in this subsection.

33 However, if a group foster care provider's reimbursement rate  
34 for a service level as of June 30, 2017, is more than the rate  
35 designated in this subsection, the provider's reimbursement

1 shall remain at the higher rate.

2 b. Unless a group foster care provider is subject to the  
3 exception provided in paragraph "a", effective July 1, 2017,  
4 the combined reimbursement rates for the service levels under  
5 the department's reimbursement methodology shall be as follows:

6 (1) For service level, community - D1, the daily rate shall  
7 be at least \$84.17.

8 (2) For service level, comprehensive - D2, the daily rate  
9 shall be at least \$119.09.

10 (3) For service level, enhanced - D3, the daily rate shall  
11 be at least \$131.09.

12 8. The group foster care reimbursement rates paid for  
13 placement of children out of state shall be calculated  
14 according to the same rate-setting principles as those used for  
15 in-state providers, unless the director of human services or  
16 the director's designee determines that appropriate care cannot  
17 be provided within the state. The payment of the daily rate  
18 shall be based on the number of days in the calendar month in  
19 which service is provided.

20 9. a. For the fiscal year beginning July 1, 2017, the  
21 reimbursement rate paid for shelter care and the child welfare  
22 emergency services implemented to provide or prevent the need  
23 for shelter care shall be established by contract.

24 b. For the fiscal year beginning July 1, 2017, the combined  
25 service and maintenance components of the reimbursement rate  
26 paid for shelter care services shall be based on the financial  
27 and statistical report submitted to the department. The  
28 maximum reimbursement rate shall be \$101.83 per day. The  
29 department shall reimburse a shelter care provider at the  
30 provider's actual and allowable unit cost, plus inflation, not  
31 to exceed the maximum reimbursement rate.

32 c. Notwithstanding [section 232.141, subsection 8](#), for the  
33 fiscal year beginning July 1, 2017, the amount of the statewide  
34 average of the actual and allowable rates for reimbursement of  
35 juvenile shelter care homes that is utilized for the limitation

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 on recovery of unpaid costs shall remain at the amount in  
2 effect for this purpose in the fiscal year beginning July 1,  
3 2016.

4 10. For the fiscal year beginning July 1, 2017, the  
5 department shall calculate reimbursement rates for intermediate  
6 care facilities for persons with an intellectual disability  
7 at the 80th percentile. Beginning July 1, 2017, the rate  
8 calculation methodology shall utilize the consumer price index  
9 inflation factor applicable to the fiscal year beginning July  
10 1, 2017.

11 11. For the fiscal year beginning July 1, 2017, for child  
12 care providers reimbursed under the state child care assistance  
13 program, the department shall set provider reimbursement  
14 rates based on the rate reimbursement survey completed in  
15 December 2004. Effective July 1, 2017, the child care provider  
16 reimbursement rates shall remain at the rates in effect on June  
17 30, 2017. The department shall set rates in a manner so as  
18 to provide incentives for a nonregistered provider to become  
19 registered by applying the increase only to registered and  
20 licensed providers.

21 12. For the fiscal year beginning July 1, 2017, affected  
22 providers or services shall be reimbursed as follows:

23 a. For fee-for-service claims, a rate or reimbursement  
24 shall be calculated based on the methodology otherwise  
25 specified in this section for the fiscal year beginning July 1,  
26 2017, for the respective provider or service.

27 b. For claims subject to a managed care contract with  
28 the exception of any provider or service to which a rate or  
29 reimbursement increase is applicable for the fiscal year under  
30 this section, the rate or reimbursement shall be based on the  
31 methodology established by the managed care contract. However,  
32 any rate or reimbursement established under such contract  
33 shall not be lower than the rate or reimbursement floor  
34 established by the department of human services as the managed  
35 care organization rate or reimbursement floor for a respective

1 provider or service in effect on April 1, 2016.

2 13. Notwithstanding any provision to the contrary,  
3 reimbursement rates and methodologies under this section may  
4 be adjusted as necessary to implement the cost containment  
5 strategies authorized for the medical assistance program in  
6 this 2017 Act.

7 14. The department may adopt emergency rules to implement  
8 this section.

9 Sec. 32. EMERGENCY RULES.

10 1. If specifically authorized by a provision of this  
11 division of this Act, the department of human services or  
12 the mental health and disability services commission may  
13 adopt administrative rules under section 17A.4, subsection  
14 3, and [section 17A.5, subsection 2, paragraph "b"](#), to  
15 implement the provisions of this division of this Act and  
16 the rules shall become effective immediately upon filing or  
17 on a later effective date specified in the rules, unless the  
18 effective date of the rules is delayed or the applicability  
19 of the rules is suspended by the administrative rules review  
20 committee. Any rules adopted in accordance with this section  
21 shall not take effect before the rules are reviewed by the  
22 administrative rules review committee. The delay authority  
23 provided to the administrative rules review committee under  
24 section 17A.4, subsection 7, and [section 17A.8, subsection 9](#),  
25 shall be applicable to a delay imposed under this section,  
26 notwithstanding a provision in those sections making them  
27 inapplicable to [section 17A.5, subsection 2, paragraph "b"](#).  
28 Any rules adopted in accordance with the provisions of this  
29 section shall also be published as a notice of intended action  
30 as provided in [section 17A.4](#).

31 2. If during a fiscal year, the department of human  
32 services is adopting rules in accordance with this section  
33 or as otherwise directed or authorized by state law, and the  
34 rules will result in an expenditure increase beyond the amount  
35 anticipated in the budget process or if the expenditure was

1 not addressed in the budget process for the fiscal year, the  
2 department shall notify the persons designated by this division  
3 of this Act for submission of reports, the chairpersons and  
4 ranking members of the committees on appropriations, and  
5 the department of management concerning the rules and the  
6 expenditure increase. The notification shall be provided at  
7 least 30 calendar days prior to the date notice of the rules  
8 is submitted to the administrative rules coordinator and the  
9 administrative code editor.

10 Sec. 33. REPORTS. Any reports or other information  
11 required to be compiled and submitted under this Act during the  
12 fiscal year beginning July 1, 2017, shall be submitted to the  
13 chairpersons and ranking members of the joint appropriations  
14 subcommittee on health and human services, the legislative  
15 services agency, and the legislative caucus staffs on or  
16 before the dates specified for submission of the reports or  
17 information.

18 Sec. 34. TRANSFER OF MEDICAID MODERNIZATION SAVINGS BETWEEN  
19 APPROPRIATIONS FY 2017-2018. Notwithstanding section 8.39,  
20 subsection 1, for the fiscal year beginning July 1, 2017, if  
21 savings resulting from the governor's Medicaid modernization  
22 initiative accrue to the medical contracts or children's health  
23 insurance program appropriation from the general fund of the  
24 state and not to the medical assistance appropriation from the  
25 general fund of the state under this division of this Act,  
26 such savings may be transferred to such medical assistance  
27 appropriation for the same fiscal year without prior written  
28 consent and approval of the governor and the director of the  
29 department of management. The department of human services  
30 shall report any transfers made pursuant to this section to the  
31 legislative services agency.

32 Sec. 35. EFFECTIVE UPON ENACTMENT. The following  
33 provisions of this division of this Act, being deemed of  
34 immediate importance, take effect upon enactment:

35 1. The provision relating to section 232.141 and directing

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 the state court administrator and the division administrator of  
2 the department of human services division of child and family  
3 services to make the determination, by June 15, 2017, of the  
4 distribution of funds allocated for the payment of the expenses  
5 of court-ordered services provided to juveniles which are a  
6 charge upon the state.

7 DIVISION VI

8 HEALTH CARE ACCOUNTS AND FUNDS — FY 2017-2018

9 Sec. 36. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is  
10 appropriated from the pharmaceutical settlement account created  
11 in section 249A.33 to the department of human services for the  
12 fiscal year beginning July 1, 2017, and ending June 30, 2018,  
13 the following amount, or so much thereof as is necessary, to be  
14 used for the purpose designated:

15 Notwithstanding any provision of law to the contrary, to  
16 supplement the appropriations made in this Act for medical  
17 contracts under the medical assistance program for the fiscal  
18 year beginning July 1, 2017, and ending June 30, 2018:

19 ..... \$ 800,000

20 Sec. 37. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF HUMAN  
21 SERVICES. Notwithstanding any provision to the contrary and  
22 subject to the availability of funds, there is appropriated  
23 from the quality assurance trust fund created in section  
24 249L.4 to the department of human services for the fiscal year  
25 beginning July 1, 2017, and ending June 30, 2018, the following  
26 amounts, or so much thereof as is necessary, for the purposes  
27 designated:

28 To supplement the appropriation made in this Act from the  
29 general fund of the state to the department of human services  
30 for medical assistance for the same fiscal year:

31 ..... \$ 36,705,208

32 Sec. 38. HOSPITAL HEALTH CARE ACCESS TRUST FUND —  
33 DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to  
34 the contrary and subject to the availability of funds, there is  
35 appropriated from the hospital health care access trust fund

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 created in section 249M.4 to the department of human services  
2 for the fiscal year beginning July 1, 2017, and ending June  
3 30, 2018, the following amounts, or so much thereof as is  
4 necessary, for the purposes designated:

5 To supplement the appropriation made in this Act from the  
6 general fund of the state to the department of human services  
7 for medical assistance for the same fiscal year:

8 ..... \$ 33,920,554

9 Sec. 39. MEDICAL ASSISTANCE PROGRAM — NONREVERSION  
10 FOR FY 2017-2018. Notwithstanding section 8.33, if moneys  
11 appropriated for purposes of the medical assistance program for  
12 the fiscal year beginning July 1, 2017, and ending June 30,  
13 2018, from the general fund of the state, the quality assurance  
14 trust fund and the hospital health care access trust fund, are  
15 in excess of actual expenditures for the medical assistance  
16 program and remain unencumbered or unobligated at the close  
17 of the fiscal year, the excess moneys shall not revert but  
18 shall remain available for expenditure for the purposes of the  
19 medical assistance program until the close of the succeeding  
20 fiscal year.

21 DIVISION VII

22 DEPARTMENT ON AGING — FY 2018-2019

23 Sec. 40. DEPARTMENT ON AGING. There is appropriated from  
24 the general fund of the state to the department on aging for  
25 the fiscal year beginning July 1, 2018, and ending June 30,  
26 2019, the following amount, or so much thereof as is necessary,  
27 to be used for the purposes designated:

28 For aging programs for the department on aging and area  
29 agencies on aging to provide citizens of Iowa who are 60 years  
30 of age and older with case management for frail elders, Iowa's  
31 aging and disabilities resource center, and other services  
32 which may include but are not limited to adult day services,  
33 respite care, chore services, information and assistance,  
34 and material aid, for information and options counseling for  
35 persons with disabilities who are 18 years of age or older,

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 and for salaries, support, administration, maintenance, and  
2 miscellaneous purposes, and for not more than the following  
3 full-time equivalent positions:

4 ..... \$ 5,521,238  
5 ..... FTEs 27.00

6 1. Funds appropriated in this section may be used to  
7 supplement federal funds under federal regulations. To  
8 receive funds appropriated in this section, a local area  
9 agency on aging shall match the funds with moneys from other  
10 sources according to rules adopted by the department. Funds  
11 appropriated in this section may be used for elderly services  
12 not specifically enumerated in this section only if approved  
13 by an area agency on aging for provision of the service within  
14 the area.

15 2. Of the funds appropriated in this section, \$139,973 is  
16 transferred to the economic development authority for the Iowa  
17 commission on volunteer services to be used for the retired and  
18 senior volunteer program.

19 3. a. The department on aging shall establish and enforce  
20 procedures relating to expenditure of state and federal funds  
21 by area agencies on aging that require compliance with both  
22 state and federal laws, rules, and regulations, including but  
23 not limited to all of the following:

24 (1) Requiring that expenditures are incurred only for goods  
25 or services received or performed prior to the end of the  
26 fiscal period designated for use of the funds.

27 (2) Prohibiting prepayment for goods or services not  
28 received or performed prior to the end of the fiscal period  
29 designated for use of the funds.

30 (3) Prohibiting the prepayment for goods or services  
31 not defined specifically by good or service, time period, or  
32 recipient.

33 (4) Prohibiting the establishment of accounts from which  
34 future goods or services which are not defined specifically by  
35 good or service, time period, or recipient, may be purchased.

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1     b. The procedures shall provide that if any funds are  
2 expended in a manner that is not in compliance with the  
3 procedures and applicable federal and state laws, rules, and  
4 regulations, and are subsequently subject to repayment, the  
5 area agency on aging expending such funds in contravention of  
6 such procedures, laws, rules and regulations, not the state,  
7 shall be liable for such repayment.

8     4. Of the funds appropriated in this section, at least  
9 \$125,000 shall be used to fund the unmet needs identified  
10 through Iowa's aging and disability resource center network.

11     5. Of the funds appropriated in this section, at least  
12 \$300,000 shall be used to fund home and community-based  
13 services through the area agencies on aging that enable older  
14 individuals to avoid more costly utilization of residential or  
15 institutional services and remain in their own homes.

16     6. Of the funds appropriated in this section, \$406,268  
17 shall be used for the purposes of [chapter 231E](#) and section  
18 231.56A, of which \$175,000 shall be used for the office of  
19 substitute decision maker pursuant to [chapter 231E](#), and the  
20 remainder shall be distributed equally to the area agencies on  
21 aging to administer the prevention of elder abuse, neglect, and  
22 exploitation program pursuant to [section 231.56A](#), in accordance  
23 with the requirements of the federal Older Americans Act of  
24 1965, 42 U.S.C. §3001 et seq., as amended.

25     7. Of the funds appropriated in this section, \$375,000  
26 shall be used to fund continuation of the aging and disability  
27 resource center lifelong links to provide individuals and  
28 caregivers with information and services to plan for and  
29 maintain independence.

30     8. Notwithstanding section 8.39, for the fiscal year  
31 beginning July 1, 2018, the department may transfer funds  
32 within or between the allocations made in this division of this  
33 Act for the same fiscal year in accordance with departmental  
34 priorities. The department shall report any such transfers  
35 to the individuals specified in this Act for submission of

1 reports. This subsection shall not be construed to prohibit  
2 the use of existing state transfer authority for other  
3 purposes.

4 DIVISION VIII

5 OFFICE OF LONG-TERM CARE OMBUDSMAN — FY 2018-2019

6 Sec. 41. OFFICE OF LONG-TERM CARE OMBUDSMAN. There is  
7 appropriated from the general fund of the state to the office  
8 of long-term care ombudsman for the fiscal year beginning July  
9 1, 2018, and ending June 30, 2019, the following amount, or  
10 so much thereof as is necessary, to be used for the purposes  
11 designated:

12 For salaries, support, administration, maintenance, and  
13 miscellaneous purposes, and for not more than the following  
14 full-time equivalent positions:

15 .....	\$	580,140
16 .....	FTEs	16.00

17 DIVISION IX

18 DEPARTMENT OF PUBLIC HEALTH — FY 2018-2019

19 Sec. 42. DEPARTMENT OF PUBLIC HEALTH. There is appropriated  
20 from the general fund of the state to the department of public  
21 health for the fiscal year beginning July 1, 2018, and ending  
22 June 30, 2019, the following amounts, or so much thereof as is  
23 necessary, to be used for the purposes designated:

24 1. ADDICTIVE DISORDERS

25 For reducing the prevalence of the use of tobacco, alcohol,  
26 and other drugs, and treating individuals affected by addictive  
27 behaviors, including gambling, and for not more than the  
28 following full-time equivalent positions:

29 .....	\$	12,492,915
30 .....	FTEs	10.00

31 a. (1) Of the funds appropriated in this subsection,  
32 \$2,010,612 shall be used for the tobacco use prevention  
33 and control initiative, including efforts at the state and  
34 local levels, as provided in [chapter 142A](#). The commission  
35 on tobacco use prevention and control established pursuant

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 to [section 142A.3](#) shall advise the director of public health  
2 in prioritizing funding needs and the allocation of moneys  
3 appropriated for the programs and initiatives. Activities  
4 of the programs and initiatives shall be in alignment with  
5 the United States centers for disease control and prevention  
6 best practices for comprehensive tobacco control programs that  
7 include the goals of preventing youth initiation of tobacco  
8 usage, reducing exposure to secondhand smoke, and promotion  
9 of tobacco cessation. To maximize resources, the department  
10 shall determine if third-party sources are available to  
11 instead provide nicotine replacement products to an applicant  
12 prior to provision of such products to an applicant under  
13 the initiative. The department shall track and report to  
14 the individuals specified in this Act, any reduction in  
15 the provision of nicotine replacement products realized by  
16 the initiative through implementation of the prerequisite  
17 screening.

18 (2) (a) The department shall collaborate with the  
19 alcoholic beverages division of the department of commerce for  
20 enforcement of tobacco laws, regulations, and ordinances and to  
21 engage in tobacco control activities approved by the division  
22 of tobacco use prevention and control of the department of  
23 public health as specified in the memorandum of understanding  
24 entered into between the divisions.

25 (b) For the fiscal year beginning July 1, 2018, and ending  
26 June 30, 2019, the terms of the memorandum of understanding,  
27 entered into between the division of tobacco use prevention  
28 and control of the department of public health and the  
29 alcoholic beverages division of the department of commerce,  
30 governing compliance checks conducted to ensure licensed retail  
31 tobacco outlet conformity with tobacco laws, regulations, and  
32 ordinances relating to persons under 18 years of age, shall  
33 continue to restrict the number of such checks to one check per  
34 retail outlet, and one additional check for any retail outlet  
35 found to be in violation during the first check.

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 b. Of the funds appropriated in this subsection,  
2 \$10,482,303 shall be used for problem gambling and  
3 substance-related disorder prevention, treatment, and recovery  
4 services, including a 24-hour helpline, public information  
5 resources, professional training, youth prevention, and program  
6 evaluation.

7 c. The requirement of section 123.17, subsection 5, is met  
8 by the appropriations and allocations made in this division of  
9 this Act for purposes of substance-related disorder treatment  
10 and addictive disorders for the fiscal year beginning July 1,  
11 2018.

12 2. HEALTHY CHILDREN AND FAMILIES

13 For promoting the optimum health status for children,  
14 adolescents from birth through 21 years of age, and families,  
15 and for not more than the following full-time equivalent  
16 positions:

17 ..... \$ 2,662,816  
18 ..... FTEs 12.00

19 a. Of the funds appropriated in this subsection, not more  
20 than \$367,420 shall be used for the healthy opportunities for  
21 parents to experience success (HOPES)-healthy families Iowa  
22 (HFI) program established pursuant to [section 135.106](#). The  
23 funding shall be distributed to renew the grants that were  
24 provided to the grantees that operated the program during the  
25 fiscal year ending June 30, 2018.

26 b. In order to implement the legislative intent stated in  
27 sections [135.106](#) and [256I.9](#), that priority for home visitation  
28 program funding be given to programs using evidence-based or  
29 promising models for home visitation, it is the intent of the  
30 general assembly to phase in the funding priority in accordance  
31 with [2012 Iowa Acts, chapter 1133, section 2, subsection 2,](#)  
32 paragraph "0b".

33 c. Of the funds appropriated in this subsection, \$1,537,550  
34 shall be used for continuation of the department's initiative  
35 to provide for adequate developmental surveillance and

1 screening during a child's first five years. The funds shall  
2 be used first to fully fund the current sites to ensure that  
3 the sites are fully operational, with the remaining funds  
4 to be used for expansion to additional sites. The full  
5 implementation and expansion shall include enhancing the scope  
6 of the initiative through collaboration with the child health  
7 specialty clinics to promote healthy child development through  
8 early identification and response to both biomedical and social  
9 determinants of healthy development; by monitoring child  
10 health metrics to inform practice, document long-term health  
11 impacts and savings, and provide for continuous improvement  
12 through training, education, and evaluation; and by providing  
13 for practitioner consultation particularly for children with  
14 behavioral conditions and needs. The department of public  
15 health shall also collaborate with the Iowa Medicaid enterprise  
16 and the child health specialty clinics to integrate the  
17 activities of the first five initiative into the establishment  
18 of patient-centered medical homes, community utilities,  
19 accountable care organizations, and other integrated care  
20 models developed to improve health quality and population  
21 health while reducing health care costs. To the maximum extent  
22 possible, funding allocated in this paragraph shall be utilized  
23 as matching funds for medical assistance program reimbursement.

24 d. Of the funds appropriated in this subsection, \$32,320  
25 shall be distributed to a statewide dental carrier to provide  
26 funds to continue the donated dental services program patterned  
27 after the projects developed by the lifeline network to provide  
28 dental services to indigent individuals who are elderly or with  
29 disabilities.

30 e. Of the funds appropriated in this subsection, \$78,241  
31 shall be used to provide audiological services and hearing  
32 aids for children. The department may enter into a contract  
33 to administer this paragraph.

34 f. Of the funds appropriated in this subsection, \$11,500 is  
35 transferred to the university of Iowa college of dentistry for

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 provision of primary dental services to children. State funds  
2 shall be matched on a dollar-for-dollar basis. The university  
3 of Iowa college of dentistry shall coordinate efforts with the  
4 department of public health, bureau of oral and health delivery  
5 systems, to provide dental care to underserved populations  
6 throughout the state.

7 g. Of the funds appropriated in this subsection, \$25,000  
8 shall be used to address youth suicide prevention.

9 h. Of the funds appropriated in this subsection, \$20,255  
10 shall be used to support the Iowa effort to address the survey  
11 of children who experience adverse childhood experiences known  
12 as ACEs.

13 i. The department of public health shall continue to  
14 administer the program to assist parents in this state with  
15 costs resulting from the death of a child in accordance with  
16 the provisions of 2014 Iowa Acts, chapter 1140, section 22,  
17 subsection 12.

18 3. CHRONIC CONDITIONS

19 For serving individuals identified as having chronic  
20 conditions or special health care needs, and for not more than  
21 the following full-time equivalent positions:

22 .....	\$	2,085,375
23 .....	FTEs	5.00

24 a. Of the funds appropriated in this subsection, \$76,877  
25 shall be used for grants to individual patients who have an  
26 inherited metabolic disorder to assist with the costs of  
27 medically necessary foods and formula.

28 b. Of the funds appropriated in this subsection, \$510,397  
29 shall be used for the brain injury services program pursuant  
30 to section 135.22B, including for contracting with an existing  
31 nationally affiliated and statewide organization whose purpose  
32 is to educate, serve, and support Iowans with brain injury and  
33 their families for resource facilitator services in accordance  
34 with section 135.22B, subsection 9, and for contracting to  
35 enhance brain injury training and recruitment of service

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 providers on a statewide basis. Of the amount allocated in  
2 this paragraph, \$47,500 shall be used to fund one full-time  
3 equivalent position to serve as the state brain injury services  
4 program manager.

5 c. Of the funds appropriated in this subsection, \$72,048  
6 shall be used for the public purpose of continuing to contract  
7 with an existing national-affiliated organization to provide  
8 education, client-centered programs, and client and family  
9 support for people living with epilepsy and their families.  
10 The amount allocated in this paragraph in excess of \$50,000  
11 shall be matched dollar-for-dollar by the organization  
12 specified.

13 d. Of the funds appropriated in this subsection, \$404,775  
14 shall be used for child health specialty clinics.

15 e. Of the funds appropriated in this subsection, \$192,276  
16 shall be used by the regional autism assistance program  
17 established pursuant to [section 256.35](#), and administered by  
18 the child health specialty clinic located at the university of  
19 Iowa hospitals and clinics. The funds shall be used to enhance  
20 interagency collaboration and coordination of educational,  
21 medical, and other human services for persons with autism,  
22 their families, and providers of services, including delivering  
23 regionalized services of care coordination, family navigation,  
24 and integration of services through the statewide system of  
25 regional child health specialty clinics and fulfilling other  
26 requirements as specified in [chapter 225D](#). The university of  
27 Iowa shall not receive funds allocated under this paragraph for  
28 indirect costs associated with the regional autism assistance  
29 program.

30 f. Of the funds appropriated in this subsection, \$288,687  
31 shall be used for the comprehensive cancer control program to  
32 reduce the burden of cancer in Iowa through prevention, early  
33 detection, effective treatment, and ensuring quality of life.  
34 Of the funds allocated in this paragraph "f", \$75,000 shall  
35 be used to support a melanoma research symposium, a melanoma

1 biorepository and registry, basic and translational melanoma  
2 research, and clinical trials.

3 g. Of the funds appropriated in this subsection, \$48,766  
4 shall be used for cervical and colon cancer screening, and  
5 \$88,860 shall be used to enhance the capacity of the cervical  
6 cancer screening program to include provision of recommended  
7 prevention and early detection measures to a broader range of  
8 low-income women.

9 h. Of the funds appropriated in this subsection, \$253,177  
10 shall be used for the center for congenital and inherited  
11 disorders.

12 i. Of the funds appropriated in this subsection,  
13 \$107,631 shall be used by the department of public health  
14 for reform-related activities, including but not limited to  
15 facilitation of communication to stakeholders at the state and  
16 local level, administering the patient-centered health advisory  
17 council pursuant to [section 135.159](#), and involvement in health  
18 care system innovation activities occurring across the state.

19 j. Of the funds appropriated in this subsection, \$11,050  
20 shall be used for administration of [chapter 124D](#), the medical  
21 cannabidiol Act.

22 4. COMMUNITY CAPACITY

23 For strengthening the health care delivery system at the  
24 local level, and for not more than the following full-time  
25 equivalent positions:

26 .....	\$	1,453,888
27 .....	FTEs	13.00

28 a. Of the funds appropriated in this subsection, \$47,787  
29 is allocated for continuation of the child vision screening  
30 program implemented through the university of Iowa hospitals  
31 and clinics in collaboration with early childhood Iowa areas.  
32 The program shall submit a report to the individuals identified  
33 in this Act for submission of reports regarding the use of  
34 funds allocated under this paragraph "a". The report shall  
35 include the objectives and results for the program year

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 including the target population and how the funds allocated  
2 assisted the program in meeting the objectives; the number,  
3 age, and location within the state of individuals served;  
4 the type of services provided to the individuals served; the  
5 distribution of funds based on service provided; and the  
6 continuing needs of the program.

7 b. Of the funds appropriated in this subsection, \$52,828 is  
8 allocated for continuation of an initiative implemented at the  
9 university of Iowa to expand and improve the workforce engaged  
10 in mental health treatment and services. The initiative shall  
11 receive input from the university of Iowa, the department of  
12 human services, the department of public health, and the mental  
13 health and disability services commission to address the focus  
14 of the initiative.

15 c. Of the funds appropriated in this section, \$41,657 shall  
16 be deposited in the governmental public health system fund  
17 created in [section 135A.8](#) to be used for the purposes of the  
18 fund.

19 d. Of the funds appropriated in this subsection,  
20 \$24,034 shall be used for a grant to a statewide association  
21 of psychologists that is affiliated with the American  
22 psychological association to be used for continuation of a  
23 program to rotate intern psychologists in placements in urban  
24 and rural mental health professional shortage areas, as defined  
25 in [section 135.180](#).

26 e. Of the funds appropriated in this subsection, the  
27 following amounts are allocated to be used as follows to  
28 support the Iowa collaborative safety net provider network  
29 goals of increased access, health system integration, and  
30 engagement.

31 (1) Not less than \$260,931 is allocated to the Iowa  
32 prescription drug corporation for continuation of the  
33 pharmaceutical infrastructure for safety net providers as  
34 described in [2007 Iowa Acts, chapter 218, section 108](#), and for  
35 the prescription drug donation repository program created in

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 chapter 135M.

2 (2) Not less than \$167,435 is allocated to free clinics and  
3 free clinics of Iowa for necessary infrastructure, statewide  
4 coordination, provider recruitment, service delivery, and  
5 provision of assistance to patients in securing a medical home  
6 inclusive of oral health care.

7 (3) Not less than \$12,500 is allocated to the Iowa  
8 association of rural health clinics for necessary  
9 infrastructure and service delivery transformation.

10 (4) Not less than \$50,000 is allocated to the Polk county  
11 medical society for continuation of the safety net provider  
12 patient access to a specialty health care initiative as  
13 described in 2007 Iowa Acts, chapter 218, section 109.

14 f. Of the funds appropriated in this subsection,  
15 \$38,115 shall be used by the department in implementing  
16 the recommendations in the final report submitted by the  
17 direct care worker advisory council to the governor and the  
18 general assembly in March 2012, including by continuing to  
19 develop, promote, and make available on a statewide basis the  
20 prepare-to-care core curriculum and its associated modules  
21 and specialties through various formats including online  
22 access, community colleges, and other venues; exploring new and  
23 maintaining existing specialties including but not limited to  
24 oral health and dementia care; supporting instructor training;  
25 and assessing and making recommendations concerning the Iowa  
26 care book and information technology systems and infrastructure  
27 uses and needs.

28 g. Of the funds appropriated in this subsection, \$95,594  
29 shall be allocated for continuation of the contract with  
30 an independent statewide direct care worker organization  
31 previously selected through a request for proposals process.  
32 The contract shall continue to include performance and outcomes  
33 measures, and shall continue to allow the contractor to use a  
34 portion of the funds received under the contract to collect  
35 data to determine results based on the performance and outcomes

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 measures.

2 h. Of the funds appropriated in this subsection, the  
3 department may use up to \$29,087 for up to one full-time  
4 equivalent position to administer the volunteer health care  
5 provider program pursuant to [section 135.24](#).

6 i. Of the funds appropriated in this subsection, \$48,069  
7 shall be used for a matching dental education loan repayment  
8 program to be allocated to a dental nonprofit health service  
9 corporation to continue to develop the criteria and implement  
10 the loan repayment program.

11 j. Of the funds appropriated in this subsection, \$26,455 is  
12 transferred to the college student aid commission for deposit  
13 in the rural Iowa primary care trust fund created in section  
14 261.113 to be used for the purposes of the fund.

15 k. Of the funds appropriated in this subsection, \$75,000  
16 shall be used for the purposes of the Iowa donor registry as  
17 specified in [section 142C.18](#).

18 l. Of the funds appropriated in this subsection, \$48,069  
19 shall be used for continuation of a grant to a nationally  
20 affiliated volunteer eye organization that has an established  
21 program for children and adults and that is solely dedicated to  
22 preserving sight and preventing blindness through education,  
23 nationally certified vision screening and training, and  
24 community and patient service programs. The organization  
25 shall submit a report to the individuals identified in this  
26 Act for submission of reports regarding the use of funds  
27 allocated under this paragraph "l". The report shall include  
28 the objectives and results for the program year including  
29 the target population and how the funds allocated assisted  
30 the program in meeting the objectives; the number, age, and  
31 location within the state of individuals served; the type of  
32 services provided to the individuals served; the distribution  
33 of funds based on services provided; and the continuing needs  
34 of the program.

35 m. Of the funds appropriated in this subsection, \$436,327

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 shall be deposited in the medical residency training account  
2 created in section 135.175, subsection 5, paragraph "a", and  
3 is appropriated from the account to the department of public  
4 health to be used for the purposes of the medical residency  
5 training state matching grants program as specified in section  
6 135.176.

7 5. ESSENTIAL PUBLIC HEALTH SERVICES

8 To provide public health services that reduce risks and  
9 invest in promoting and protecting good health over the  
10 course of a lifetime with a priority given to older Iowans and  
11 vulnerable populations:

12 ..... \$ 4,098,939

13 6. INFECTIOUS DISEASES

14 For reducing the incidence and prevalence of communicable  
15 diseases, and for not more than the following full-time  
16 equivalent positions:

17 ..... \$ 823,213

18 ..... FTEs 4.00

19 7. PUBLIC PROTECTION

20 For protecting the health and safety of the public through  
21 establishing standards and enforcing regulations, and for not  
22 more than the following full-time equivalent positions:

23 ..... \$ 2,097,569

24 ..... FTEs 138.00

25 a. Of the funds appropriated in this subsection, not more  
26 than \$152,350 shall be credited to the emergency medical  
27 services fund created in [section 135.25](#). Moneys in the  
28 emergency medical services fund are appropriated to the  
29 department to be used for the purposes of the fund.

30 b. Of the funds appropriated in this subsection, up  
31 to \$121,630 shall be used for sexual violence prevention  
32 programming through a statewide organization representing  
33 programs serving victims of sexual violence through the  
34 department's sexual violence prevention program, and for  
35 continuation of a training program for sexual assault

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 response team (SART) members, including representatives of  
2 law enforcement, victim advocates, prosecutors, and certified  
3 medical personnel. The amount allocated in this paragraph "b"  
4 shall not be used to supplant funding administered for other  
5 sexual violence prevention or victims assistance programs.

6 c. Of the funds appropriated in this subsection, up to  
7 \$287,813 shall be used for the state poison control center.  
8 Pursuant to the directive under 2014 Iowa Acts, chapter  
9 1140, section 102, the federal matching funds available to  
10 the state poison control center from the department of human  
11 services under the federal Children's Health Insurance Program  
12 Reauthorization Act allotment shall be subject to the federal  
13 administrative cap rule of 10 percent applicable to funding  
14 provided under Tit. XXI of the federal Social Security Act and  
15 included within the department's calculations of the cap.

16 d. Of the funds appropriated in this subsection, up to  
17 \$258,491 shall be used for childhood lead poisoning provisions.

18 8. RESOURCE MANAGEMENT

19 For establishing and sustaining the overall ability of the  
20 department to deliver services to the public, and for not more  
21 than the following full-time equivalent positions:

22 .....	\$	485,607
23 .....	FTEs	4.00

24 9. MISCELLANEOUS PROVISIONS

25 The university of Iowa hospitals and clinics under the  
26 control of the state board of regents shall not receive  
27 indirect costs from the funds appropriated in this section.  
28 The university of Iowa hospitals and clinics billings to the  
29 department shall be on at least a quarterly basis.

30 10. GENERAL REDUCTION

31 For the period beginning July 1, 2018, and ending June 30,  
32 2019, the department of public health, in consultation with  
33 the department of management, shall identify and implement a  
34 reduction in expenditures made from appropriations from the  
35 general fund of the state to the department of public health in

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 the amount of \$640,683.

2 11. TRANSFERS

3 Notwithstanding section 8.39, for the fiscal year beginning  
4 July 1, 2018, the department may transfer funds within or  
5 between any of the allocations or appropriations made in this  
6 division of this Act for the same fiscal year, to be used in  
7 accordance with departmental priorities as specified in the  
8 department's report to the general assembly submitted pursuant  
9 to 2016 Iowa Acts, chapter 1139, section 3. The department  
10 shall report any such transfers to the individuals specified  
11 in this Act for submission of reports. This subsection shall  
12 not be construed to prohibit the use of existing state transfer  
13 authority for other purposes.

14 DIVISION X

15 DEPARTMENT OF VETERANS AFFAIRS — FY 2018-2019

16 Sec. 43. DEPARTMENT OF VETERANS AFFAIRS. There is  
17 appropriated from the general fund of the state to the  
18 department of veterans affairs for the fiscal year beginning  
19 July 1, 2018, and ending June 30, 2019, the following amounts,  
20 or so much thereof as is necessary, to be used for the purposes  
21 designated:

22 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

23 For salaries, support, maintenance, and miscellaneous  
24 purposes, and for not more than the following full-time  
25 equivalent positions:

26 .....	\$	571,278
27 .....	FTEs	15.00

28 2. IOWA VETERANS HOME

29 For salaries, support, maintenance, and miscellaneous  
30 purposes:

31 ..... \$ 3,614,070

32 a. The Iowa veterans home billings involving the department  
33 of human services shall be submitted to the department on at  
34 least a monthly basis.

35 b. Within available resources and in conformance with

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 associated state and federal program eligibility requirements,  
2 the Iowa veterans home may implement measures to provide  
3 financial assistance to or on behalf of veterans or their  
4 spouses who are participating in the community reentry program.

5 c. The Iowa veterans home expenditure report shall be  
6 submitted monthly to the legislative services agency.

7 d. The Iowa veterans home shall continue to include in the  
8 annual discharge report applicant information and to provide  
9 for the collection of demographic information including but not  
10 limited to the number of individuals applying for admission and  
11 admitted or denied admittance and the basis for the admission  
12 or denial; the age, gender, and race of such individuals;  
13 and the level of care for which such individuals applied for  
14 admission including residential or nursing level of care.

15 3. HOME OWNERSHIP ASSISTANCE PROGRAM

16 For transfer to the Iowa finance authority for the  
17 continuation of the home ownership assistance program for  
18 persons who are or were eligible members of the armed forces of  
19 the United States, pursuant to [section 16.54](#):

20 ..... \$ 1,000,000

21 Sec. 44. LIMITATION OF COUNTY COMMISSIONS OF VETERAN  
22 AFFAIRS FUND STANDING APPROPRIATIONS. Notwithstanding the  
23 standing appropriation in [section 35A.16](#) for the fiscal year  
24 beginning July 1, 2018, and ending June 30, 2019, the amount  
25 appropriated from the general fund of the state pursuant to  
26 that section for the following designated purposes shall not  
27 exceed the following amount:

28 For the county commissions of veteran affairs fund under  
29 section 35A.16:

30 ..... \$ 473,962

31 DIVISION XI

32 DEPARTMENT OF HUMAN SERVICES — FY 2018-2019

33 Sec. 45. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK  
34 GRANT. There is appropriated from the fund created in section  
35 8.41 to the department of human services for the fiscal year

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 beginning July 1, 2018, and ending June 30, 2019, from moneys  
2 received under the federal temporary assistance for needy  
3 families (TANF) block grant pursuant to the federal Personal  
4 Responsibility and Work Opportunity Reconciliation Act of 1996,  
5 Pub. L. No. 104-193, and successor legislation, the following  
6 amounts, or so much thereof as is necessary, to be used for the  
7 purposes designated:

8 1. To be credited to the family investment program account  
9 and used for assistance under the family investment program  
10 under [chapter 239B](#):

11 ..... \$ 2,556,231

12 2. To be credited to the family investment program account  
13 and used for the job opportunities and basic skills (JOBS)  
14 program and implementing family investment agreements in  
15 accordance with [chapter 239B](#):

16 ..... \$ 2,787,846

17 3. To be used for the family development and  
18 self-sufficiency grant program in accordance with section  
19 216A.107:

20 ..... \$ 1,449,490

21 Notwithstanding [section 8.33](#), moneys appropriated in this  
22 subsection that remain unencumbered or unobligated at the close  
23 of the fiscal year shall not revert but shall remain available  
24 for expenditure for the purposes designated until the close of  
25 the succeeding fiscal year. However, unless such moneys are  
26 encumbered or obligated on or before September 30, 2019, the  
27 moneys shall revert.

28 4. For field operations:  
29 ..... \$ 15,648,116

30 5. For general administration:  
31 ..... \$ 1,872,000

32 6. For state child care assistance:  
33 ..... \$ 23,933,413

34 a. Of the funds appropriated in this subsection,  
35 \$13,164,048 is transferred to the child care and development

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 block grant appropriation made by the Eighty-seventh General  
2 Assembly, 2018 session, for the federal fiscal year beginning  
3 October 1, 2018, and ending September 30, 2019. Of this  
4 amount, \$100,000 shall be used for provision of educational  
5 opportunities to registered child care home providers in order  
6 to improve services and programs offered by this category  
7 of providers and to increase the number of providers. The  
8 department may contract with institutions of higher education  
9 or child care resource and referral centers to provide  
10 the educational opportunities. Allowable administrative  
11 costs under the contracts shall not exceed 5 percent. The  
12 application for a grant shall not exceed two pages in length.

13 b. Any funds appropriated in this subsection remaining  
14 unallocated shall be used for state child care assistance  
15 payments for families who are employed including but not  
16 limited to individuals enrolled in the family investment  
17 program.

18 7. For child and family services:

19 ..... \$ 16,190,327

20 8. For child abuse prevention grants:

21 ..... \$ 62,500

22 9. For pregnancy prevention grants on the condition that  
23 family planning services are funded:

24 ..... \$ 965,033

25 Pregnancy prevention grants shall be awarded to programs  
26 in existence on or before July 1, 2018, if the programs have  
27 demonstrated positive outcomes. Grants shall be awarded to  
28 pregnancy prevention programs which are developed after July  
29 1, 2018, if the programs are based on existing models that  
30 have demonstrated positive outcomes. Grants shall comply with  
31 the requirements provided in 1997 Iowa Acts, chapter 208,  
32 section 14, subsections 1 and 2, including the requirement that  
33 grant programs must emphasize sexual abstinence. Priority in  
34 the awarding of grants shall be given to programs that serve  
35 areas of the state which demonstrate the highest percentage of

1 unplanned pregnancies of females of childbearing age within the  
2 geographic area to be served by the grant.

3 10. For technology needs and other resources necessary  
4 to meet federal welfare reform reporting, tracking, and case  
5 management requirements:

6 ..... \$ 518,593

7 11. a. Notwithstanding any provision to the contrary,  
8 including but not limited to requirements in [section 8.41](#) or  
9 provisions in 2017 or 2018 Iowa Acts regarding the receipt and  
10 appropriation of federal block grants, federal funds from the  
11 temporary assistance for needy families block grant received by  
12 the state and not otherwise appropriated in this section and  
13 remaining available for the fiscal year beginning July 1, 2018,  
14 are appropriated to the department of human services to the  
15 extent as may be necessary to be used in the following priority  
16 order: the family investment program, for state child care  
17 assistance program payments for families who are employed, and  
18 for the family investment program share of costs to develop and  
19 maintain a new, integrated eligibility determination system.  
20 The federal funds appropriated in this paragraph "a" shall be  
21 expended only after all other funds appropriated in subsection  
22 1 for assistance under the family investment program, in  
23 subsection 6 for child care assistance, or in subsection 10  
24 for technology costs related to the family investment program,  
25 as applicable, have been expended. For the purposes of this  
26 subsection, the funds appropriated in subsection 6, paragraph  
27 "a", for transfer to the child care and development block grant  
28 appropriation are considered fully expended when the full  
29 amount has been transferred.

30 b. The department shall, on a quarterly basis, advise the  
31 legislative services agency and department of management of  
32 the amount of funds appropriated in this subsection that was  
33 expended in the prior quarter.

34 12. Of the amounts appropriated in this section, \$6,481,004  
35 for the fiscal year beginning July 1, 2018, is transferred to

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 the appropriation of the federal social services block grant  
2 made to the department of human services for that fiscal year.

3 13. For continuation of the program providing categorical  
4 eligibility for the food assistance program as specified  
5 for the program in the section of this division of this Act  
6 relating to the family investment program account:

7 ..... \$ 12,500

8 14. The department may transfer funds allocated in this  
9 section to the appropriations made in this division of this Act  
10 for the same fiscal year for general administration and field  
11 operations for resources necessary to implement and operate the  
12 services referred to in this section and those funded in the  
13 appropriation made in this division of this Act for the same  
14 fiscal year for the family investment program from the general  
15 fund of the state.

16 15. With the exception of moneys allocated under this  
17 section for the family development and self-sufficiency grant  
18 program, to the extent moneys allocated in this section are  
19 deemed by the department not to be necessary to support the  
20 purposes for which they are allocated, such moneys may be  
21 credited to the family investment program account as specified  
22 under subsection 1 of this section and used for the purposes of  
23 assistance under the family investment program under chapter  
24 239B in the same fiscal year.

25 Sec. 46. FAMILY INVESTMENT PROGRAM ACCOUNT.

26 1. Moneys credited to the family investment program (FIP)  
27 account for the fiscal year beginning July 1, 2018, and  
28 ending June 30, 2019, shall be used to provide assistance in  
29 accordance with [chapter 239B](#).

30 2. The department may use a portion of the moneys credited  
31 to the FIP account under this section as necessary for  
32 salaries, support, maintenance, and miscellaneous purposes.

33 3. The department may transfer funds allocated in  
34 subsection 4 to the appropriations made in this division of  
35 this Act for the same fiscal year for general administration

1 and field operations for resources necessary to implement and  
2 operate the family investment program services referred to in  
3 this section and those funded in the appropriation made in this  
4 division of this Act for the same fiscal year for the family  
5 investment program from the general fund of the state.

6 4. Moneys appropriated in this division of this Act and  
7 credited to the FIP account for the fiscal year beginning July  
8 1, 2018, and ending June 30, 2019, are allocated as follows:

9 a. To be retained by the department of human services to  
10 be used for coordinating with the department of human rights  
11 to more effectively serve participants in FIP and other shared  
12 clients and to meet federal reporting requirements under the  
13 federal temporary assistance for needy families block grant:  
14 ..... \$ 10,000

15 b. To the department of human rights for staffing,  
16 administration, and implementation of the family development  
17 and self-sufficiency grant program in accordance with section  
18 216A.107:  
19 ..... \$ 3,096,417

20 (1) Of the funds allocated for the family development  
21 and self-sufficiency grant program in this paragraph "b",  
22 not more than 5 percent of the funds shall be used for the  
23 administration of the grant program.

24 (2) The department of human rights may continue to implement  
25 the family development and self-sufficiency grant program  
26 statewide during fiscal year 2018-2019.

27 (3) The department of human rights may engage in activities  
28 to strengthen and improve family outcomes measures and  
29 data collection systems under the family development and  
30 self-sufficiency grant program.

31 c. For the diversion subaccount of the FIP account:  
32 ..... \$ 407,500

33 A portion of the moneys allocated for the subaccount may  
34 be used for field operations, salaries, data management  
35 system development, and implementation costs and support

1 deemed necessary by the director of human services in order to  
2 administer the FIP diversion program. To the extent moneys  
3 allocated in this paragraph "c" are deemed by the department  
4 not to be necessary to support diversion activities, such  
5 moneys may be used for other efforts intended to increase  
6 engagement by family investment program participants in work,  
7 education, or training activities, or for the purposes of  
8 assistance under the family investment program in accordance  
9 with chapter 239B.

10 d. For the food assistance employment and training program:  
11 ..... \$ 33,294

12 (1) The department shall apply the federal supplemental  
13 nutrition assistance program (SNAP) employment and training  
14 state plan in order to maximize to the fullest extent permitted  
15 by federal law the use of the 50 percent federal reimbursement  
16 provisions for the claiming of allowable federal reimbursement  
17 funds from the United States department of agriculture  
18 pursuant to the federal SNAP employment and training program  
19 for providing education, employment, and training services  
20 for eligible food assistance program participants, including  
21 but not limited to related dependent care and transportation  
22 expenses.

23 (2) The department shall continue the categorical federal  
24 food assistance program eligibility at 160 percent of the  
25 federal poverty level and continue to eliminate the asset test  
26 from eligibility requirements, consistent with federal food  
27 assistance program requirements. The department shall include  
28 as many food assistance households as is allowed by federal  
29 law. The eligibility provisions shall conform to all federal  
30 requirements including requirements addressing individuals who  
31 are incarcerated or otherwise ineligible.

32 e. For the JOBS program:  
33 ..... \$ 6,761,645

34 5. Of the child support collections assigned under FIP,  
35 an amount equal to the federal share of support collections

1 shall be credited to the child support recovery appropriation  
2 made in this division of this Act. Of the remainder of the  
3 assigned child support collections received by the child  
4 support recovery unit, a portion shall be credited to the FIP  
5 account, a portion may be used to increase recoveries, and a  
6 portion may be used to sustain cash flow in the child support  
7 payments account. If as a consequence of the appropriations  
8 and allocations made in this section the resulting amounts  
9 are insufficient to sustain cash assistance payments and meet  
10 federal maintenance of effort requirements, the department  
11 shall seek supplemental funding. If child support collections  
12 assigned under FIP are greater than estimated or are otherwise  
13 determined not to be required for maintenance of effort, the  
14 state share of either amount may be transferred to or retained  
15 in the child support payments account.

16 6. The department may adopt emergency rules for the family  
17 investment, JOBS, food assistance, and medical assistance  
18 programs if necessary to comply with federal requirements.

19 Sec. 47. FAMILY INVESTMENT PROGRAM GENERAL FUND. There  
20 is appropriated from the general fund of the state to the  
21 department of human services for the fiscal year beginning July  
22 1, 2018, and ending June 30, 2019, the following amount, or  
23 so much thereof as is necessary, to be used for the purpose  
24 designated:

25 To be credited to the family investment program (FIP)  
26 account and used for family investment program assistance under  
27 chapter 239B:

28 ..... \$ 21,502,240

29 1. Of the funds appropriated in this section, \$3,973,798 is  
30 allocated for the JOBS program.

31 2. Of the funds appropriated in this section, \$1,656,927 is  
32 allocated for the family development and self-sufficiency grant  
33 program.

34 3. Notwithstanding [section 8.39](#), for the fiscal year  
35 beginning July 1, 2018, if necessary to meet federal

1 maintenance of effort requirements or to transfer federal  
2 temporary assistance for needy families block grant funding  
3 to be used for purposes of the federal social services block  
4 grant or to meet cash flow needs resulting from delays in  
5 receiving federal funding or to implement, in accordance with  
6 this division of this Act, activities currently funded with  
7 juvenile court services, county, or community moneys and state  
8 moneys used in combination with such moneys; to comply with  
9 federal requirements; or to maximize the use of federal funds,  
10 the department of human services may transfer funds within or  
11 between any of the appropriations made in this division of this  
12 Act and appropriations in law for the federal social services  
13 block grant to the department for the following purposes,  
14 provided that the combined amount of state and federal  
15 temporary assistance for needy families block grant funding  
16 for each appropriation remains the same before and after the  
17 transfer:

- 18 a. For the family investment program.
- 19 b. For child care assistance.
- 20 c. For child and family services.
- 21 d. For field operations.
- 22 e. For general administration.

23 This subsection shall not be construed to prohibit the use  
24 of existing state transfer authority for other purposes. The  
25 department shall report any transfers made pursuant to this  
26 subsection to the legislative services agency.

27 4. Of the funds appropriated in this section, \$97,839 shall  
28 be used for continuation of a grant to an Iowa-based nonprofit  
29 organization with a history of providing tax preparation  
30 assistance to low-income Iowans in order to expand the usage of  
31 the earned income tax credit. The purpose of the grant is to  
32 supply this assistance to underserved areas of the state.

33 5. Of the funds appropriated in this section, \$30,000 shall  
34 be used for the continuation of an unfunded pilot project, as  
35 defined in 441 IAC 100.1, relating to parental obligations,

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 in which the child support recovery unit participates, to  
2 support the efforts of a nonprofit organization committed  
3 to strengthening the community through youth development,  
4 healthy living, and social responsibility headquartered in  
5 a county with a population over 350,000 according to the  
6 latest certified federal census. The funds allocated in this  
7 subsection shall be used by the recipient organization to  
8 develop a larger community effort, through public and private  
9 partnerships, to support a broad-based multi-county fatherhood  
10 initiative that promotes payment of child support obligations,  
11 improved family relationships, and full-time employment.

12 6. The department may transfer funds appropriated in this  
13 section to the appropriations made in this division of this Act  
14 for general administration and field operations as necessary  
15 to administer this section and the overall family investment  
16 program.

17 Sec. 48. CHILD SUPPORT RECOVERY. There is appropriated  
18 from the general fund of the state to the department of human  
19 services for the fiscal year beginning July 1, 2018, and ending  
20 June 30, 2019, the following amount, or so much thereof as is  
21 necessary, to be used for the purposes designated:

22 For child support recovery, including salaries, support,  
23 maintenance, and miscellaneous purposes, and for not more than  
24 the following full-time equivalent positions:

25 .....	\$	6,293,317
26 .....	FTEs	459.00

27 1. The department shall expend up to \$12,164, including  
28 federal financial participation, for the fiscal year beginning  
29 July 1, 2018, for a child support public awareness campaign.  
30 The department and the office of the attorney general shall  
31 cooperate in continuation of the campaign. The public  
32 awareness campaign shall emphasize, through a variety of  
33 media activities, the importance of maximum involvement of  
34 both parents in the lives of their children as well as the  
35 importance of payment of child support obligations.

1 2. Federal access and visitation grant moneys shall be  
2 issued directly to private not-for-profit agencies that provide  
3 services designed to increase compliance with the child access  
4 provisions of court orders, including but not limited to  
5 neutral visitation sites and mediation services.

6 3. The appropriation made to the department for child  
7 support recovery may be used throughout the fiscal year in the  
8 manner necessary for purposes of cash flow management, and for  
9 cash flow management purposes the department may temporarily  
10 draw more than the amount appropriated, provided the amount  
11 appropriated is not exceeded at the close of the fiscal year.

12 4. With the exception of the funding amount specified, the  
13 requirements established under 2001 Iowa Acts, chapter 191,  
14 section 3, subsection 5, paragraph "c", subparagraph (3), shall  
15 be applicable to parental obligation pilot projects for the  
16 fiscal year beginning July 1, 2018, and ending June 30, 2019.  
17 Notwithstanding 441 IAC 100.8, providing for termination of  
18 rules relating to the pilot projects, the rules shall remain  
19 in effect until June 30, 2019.

20 Sec. 49. HEALTH CARE TRUST FUND — MEDICAL ASSISTANCE —  
21 FY 2018-2019. Any funds remaining in the health care trust  
22 fund created in [section 453A.35A](#) for the fiscal year beginning  
23 July 1, 2018, and ending June 30, 2019, are appropriated to  
24 the department of human services to supplement the medical  
25 assistance program appropriations made in this division of this  
26 Act, for medical assistance reimbursement and associated costs,  
27 including program administration and costs associated with  
28 program implementation.

29 Sec. 50. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE — FY  
30 2018-2019. Any funds remaining in the Medicaid fraud fund  
31 created in [section 249A.50](#) for the fiscal year beginning  
32 July 1, 2018, and ending June 30, 2019, are appropriated to  
33 the department of human services to supplement the medical  
34 assistance appropriations made in this division of this Act,  
35 for medical assistance reimbursement and associated costs,

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 including program administration and costs associated with  
2 program implementation.

3 Sec. 51. MEDICAL ASSISTANCE. There is appropriated from the  
4 general fund of the state to the department of human services  
5 for the fiscal year beginning July 1, 2018, and ending June 30,  
6 2019, the following amount, or so much thereof as is necessary,  
7 to be used for the purpose designated:

8 For medical assistance program reimbursement and associated  
9 costs as specifically provided in the reimbursement  
10 methodologies in effect on June 30, 2018, except as otherwise  
11 expressly authorized by law, consistent with options under  
12 federal law and regulations, and contingent upon receipt of  
13 approval from the office of the governor of reimbursement for  
14 each abortion performed under the program:

15 ..... \$642,202,870

16 1. Iowans support reducing the number of abortions  
17 performed in our state. Funds appropriated under this section  
18 shall not be used for abortions, unless otherwise authorized  
19 under this section.

20 2. The provisions of this section relating to abortions  
21 shall also apply to the Iowa health and wellness plan created  
22 pursuant to [chapter 249N](#).

23 3. The department shall utilize not more than \$30,000 of  
24 the funds appropriated in this section to continue the AIDS/HIV  
25 health insurance premium payment program as established in 1992  
26 Iowa Acts, Second Extraordinary Session, chapter 1001, section  
27 409, subsection 6. Of the funds allocated in this subsection,  
28 not more than \$2,500 may be expended for administrative  
29 purposes.

30 4. Of the funds appropriated in this Act to the department  
31 of public health for addictive disorders, \$475,000 for  
32 the fiscal year beginning July 1, 2018, is transferred  
33 to the department of human services for an integrated  
34 substance-related disorder managed care system. The  
35 departments of human services and public health shall

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 work together to maintain the level of mental health and  
2 substance-related disorder treatment services provided by the  
3 managed care contractors. Each department shall take the steps  
4 necessary to continue the federal waivers as necessary to  
5 maintain the level of services.

6 5. a. The department shall aggressively pursue options for  
7 providing medical assistance or other assistance to individuals  
8 with special needs who become ineligible to continue receiving  
9 services under the early and periodic screening, diagnostic,  
10 and treatment program under the medical assistance program  
11 due to becoming 21 years of age who have been approved for  
12 additional assistance through the department's exception to  
13 policy provisions, but who have health care needs in excess  
14 of the funding available through the exception to policy  
15 provisions.

16 b. Of the funds appropriated in this section, \$50,000  
17 shall be used for participation in one or more pilot projects  
18 operated by a private provider to allow the individual or  
19 individuals to receive service in the community in accordance  
20 with principles established in *Olmstead v. L.C.*, 527 U.S. 581  
21 (1999), for the purpose of providing medical assistance or  
22 other assistance to individuals with special needs who become  
23 ineligible to continue receiving services under the early and  
24 periodic screening, diagnostic, and treatment program under  
25 the medical assistance program due to becoming 21 years of  
26 age who have been approved for additional assistance through  
27 the department's exception to policy provisions, but who have  
28 health care needs in excess of the funding available through  
29 the exception to the policy provisions.

30 6. Of the funds appropriated in this section, up to  
31 \$1,525,041 may be transferred to the field operations or  
32 general administration appropriations in this division of this  
33 Act for operational costs associated with Part D of the federal  
34 Medicare Prescription Drug Improvement and Modernization Act  
35 of 2003, Pub. L. No. 108-173.

1 7. Of the funds appropriated in this section, up to \$221,050  
2 may be transferred to the appropriation in this division  
3 of this Act for medical contracts to be used for clinical  
4 assessment services and prior authorization of services.

5 8. A portion of the funds appropriated in this section  
6 may be transferred to the appropriations in this division of  
7 this Act for general administration, medical contracts, the  
8 children's health insurance program, or field operations to be  
9 used for the state match cost to comply with the payment error  
10 rate measurement (PERM) program for both the medical assistance  
11 and children's health insurance programs as developed by the  
12 centers for Medicare and Medicaid services of the United States  
13 department of health and human services to comply with the  
14 federal Improper Payments Information Act of 2002, Pub. L. No.  
15 107-300.

16 9. The department shall continue to implement the  
17 recommendations of the assuring better child health and  
18 development initiative II (ABCDII) clinical panel to the  
19 Iowa early and periodic screening, diagnostic, and treatment  
20 services healthy mental development collaborative board  
21 regarding changes to billing procedures, codes, and eligible  
22 service providers.

23 10. Of the funds appropriated in this section, a sufficient  
24 amount is allocated to supplement the incomes of residents of  
25 nursing facilities, intermediate care facilities for persons  
26 with mental illness, and intermediate care facilities for  
27 persons with an intellectual disability, with incomes of less  
28 than \$50 in the amount necessary for the residents to receive a  
29 personal needs allowance of \$50 per month pursuant to section  
30 249A.30A.

31 11. a. Hospitals that meet the conditions specified  
32 in subparagraphs (1) and (2) shall either certify public  
33 expenditures or transfer to the medical assistance program  
34 an amount equal to provide the nonfederal share for a  
35 disproportionate share hospital payment in an amount up to the

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 hospital-specific limit as approved in the Medicaid state plan.  
2 The hospitals that meet the conditions specified shall receive  
3 and retain 100 percent of the total disproportionate share  
4 hospital payment in an amount up to the hospital-specific limit  
5 as approved in the Medicaid state plan.

6 (1) The hospital qualifies for disproportionate share and  
7 graduate medical education payments.

8 (2) The hospital is an Iowa state-owned hospital with more  
9 than 500 beds and eight or more distinct residency specialty  
10 or subspecialty programs recognized by the American college of  
11 graduate medical education.

12 b. Distribution of the disproportionate share payments  
13 shall be made on a monthly basis. The total amount of  
14 disproportionate share payments including graduate medical  
15 education, enhanced disproportionate share, and Iowa  
16 state-owned teaching hospital payments shall not exceed the  
17 amount of the state's allotment under Pub. L. No. 102-234.  
18 In addition, the total amount of all disproportionate  
19 share payments shall not exceed the hospital-specific  
20 disproportionate share limits under Pub. L. No. 103-66.

21 12. One hundred percent of the nonfederal share of payments  
22 to area education agencies that are medical assistance  
23 providers for medical assistance-covered services provided to  
24 medical assistance-covered children, shall be made from the  
25 appropriation made in this section.

26 13. A portion of the funds appropriated in this section  
27 may be transferred to the appropriation in this division of  
28 this Act for medical contracts to be used for administrative  
29 activities associated with the money follows the person  
30 demonstration project.

31 14. Of the funds appropriated in this section, \$174,505  
32 shall be used for the administration of the health insurance  
33 premium payment program, including salaries, support,  
34 maintenance, and miscellaneous purposes.

35 15. a. The department may increase the amounts allocated

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 for salaries, support, maintenance, and miscellaneous purposes  
2 associated with the medical assistance program, as necessary,  
3 to implement cost containment strategies. The department shall  
4 report any such increase to the legislative services agency and  
5 the department of management.

6 b. If the savings to the medical assistance program from  
7 cost containment efforts exceed the cost for the fiscal  
8 year beginning July 1, 2018, the department may transfer any  
9 savings generated for the fiscal year due to medical assistance  
10 program cost containment efforts to the appropriation  
11 made in this division of this Act for medical contracts or  
12 general administration to defray the increased contract costs  
13 associated with implementing such efforts.

14 16. For the fiscal year beginning July 1, 2018, and ending  
15 June 30, 2019, the replacement generation tax revenues required  
16 to be deposited in the property tax relief fund pursuant to  
17 section 437A.8, subsection 4, paragraph "d", and section  
18 437A.15, subsection 3, paragraph "f", shall instead be credited  
19 to and supplement the appropriation made in this section and  
20 used for the allocations made in this section.

21 17. a. Of the funds appropriated in this section, up  
22 to \$25,000 may be transferred by the department to the  
23 appropriation made in this division of this Act to the  
24 department for the same fiscal year for general administration  
25 to be used for associated administrative expenses and for not  
26 more than one full-time equivalent position, in addition to  
27 those authorized for the same fiscal year, to be assigned to  
28 implementing the children's mental health home project.

29 b. Of the funds appropriated in this section, up to \$200,000  
30 may be transferred by the department to the appropriation made  
31 to the department in this division of this Act for the same  
32 fiscal year for Medicaid program-related general administration  
33 planning and implementation activities. The funds may be used  
34 for contracts or for personnel in addition to the amounts  
35 appropriated for and the positions authorized for general

1 administration for the fiscal year.

2 c. Of the funds appropriated in this section, up to  
3 \$1,500,000 may be transferred by the department to the  
4 appropriations made in this division of this Act for the same  
5 fiscal year for general administration or medical contracts  
6 to be used to support the development and implementation of  
7 standardized assessment tools for persons with mental illness,  
8 an intellectual disability, a developmental disability, or a  
9 brain injury.

10 18. Of the funds appropriated in this section, \$75,000  
11 shall be used for lodging expenses associated with care  
12 provided at the university of Iowa hospitals and clinics for  
13 patients with cancer whose travel distance is 30 miles or more  
14 and whose income is at or below 200 percent of the federal  
15 poverty level as defined by the most recently revised poverty  
16 income guidelines published by the United States department of  
17 health and human services. The department of human services  
18 shall establish the maximum number of overnight stays and the  
19 maximum rate reimbursed for overnight lodging, which may be  
20 based on the state employee rate established by the department  
21 of administrative services. The funds allocated in this  
22 subsection shall not be used as nonfederal share matching  
23 funds.

24 19. Of the funds appropriated in this section, up to  
25 \$1,691,940 shall be used for administration of the state  
26 family planning services program as enacted in this 2017 Act,  
27 and of this amount the department may use to up \$100,000 for  
28 administrative expenses.

29 20. The department shall report the implementation of  
30 any cost containment strategies to the individuals specified  
31 in this division of this Act for submission of reports upon  
32 implementation.

33 21. The department shall report the implementation of any  
34 process improvement changes and any related cost reductions  
35 to the individuals specified in this division of this Act for

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 submission of reports upon implementation.

2 Sec. 52. MEDICAL CONTRACTS. There is appropriated from the  
3 general fund of the state to the department of human services  
4 for the fiscal year beginning July 1, 2018, and ending June 30,  
5 2019, the following amount, or so much thereof as is necessary,  
6 to be used for the purpose designated:

7 For medical contracts:

8 ..... \$ 8,813,232

9 1. The department of inspections and appeals shall  
10 provide all state matching funds for survey and certification  
11 activities performed by the department of inspections  
12 and appeals. The department of human services is solely  
13 responsible for distributing the federal matching funds for  
14 such activities.

15 2. Of the funds appropriated in this section, \$25,000 shall  
16 be used for continuation of home and community-based services  
17 waiver quality assurance programs, including the review and  
18 streamlining of processes and policies related to oversight and  
19 quality management to meet state and federal requirements.

20 3. Of the amount appropriated in this section, up to  
21 \$100,000 may be transferred to the appropriation for general  
22 administration in this division of this Act to be used for  
23 additional full-time equivalent positions in the development of  
24 key health initiatives such as cost containment, development  
25 and oversight of managed care programs, and development of  
26 health strategies targeted toward improved quality and reduced  
27 costs in the Medicaid program.

28 4. Of the funds appropriated in this section, \$500,000 shall  
29 be used for planning and development, in cooperation with the  
30 department of public health, of a phased-in program to provide  
31 a dental home for children.

32 5. Of the funds appropriated in this section, \$475,000  
33 shall be credited to the autism support program fund created  
34 in section 225D.2 to be used for the autism support program  
35 created in [chapter 225D](#), with the exception of the following

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 amounts of this allocation which shall be used as follows:

2 a. Of the funds allocated in this subsection, \$125,000  
3 shall be deposited in the board-certified behavior analyst and  
4 board-certified assistant behavior analyst grants program fund  
5 created in [section 135.181](#), to be used for the purposes of the  
6 fund.

7 b. Of the funds allocated in this subsection, \$12,500  
8 shall be used for the public purpose of continuation of a  
9 grant to a child welfare services provider headquartered in a  
10 county with a population between 205,000 and 215,000 in the  
11 latest certified federal census that provides multiple services  
12 including but not limited to a psychiatric medical institution  
13 for children, shelter, residential treatment, after school  
14 programs, school-based programming, and an Asperger's syndrome  
15 program, to be used for support services for children with  
16 autism spectrum disorder and their families.

17 c. Of the funds allocated in this subsection, \$12,500  
18 shall be used for the public purpose of continuing a grant to  
19 a hospital-based provider headquartered in a county with a  
20 population between 90,000 and 95,000 in the latest certified  
21 federal census that provides multiple services including  
22 but not limited to diagnostic, therapeutic, and behavioral  
23 services to individuals with autism spectrum disorder across  
24 one's lifespan. The grant recipient shall utilize the funds  
25 to continue the pilot project to determine the necessary  
26 support services for children with autism spectrum disorder and  
27 their families to be included in the children's disabilities  
28 services system. The grant recipient shall submit findings and  
29 recommendations based upon the results of the pilot project  
30 to the individuals specified in this division of this Act for  
31 submission of reports by December 31, 2018.

32 Sec. 53. STATE SUPPLEMENTARY ASSISTANCE.

33 1. There is appropriated from the general fund of the  
34 state to the department of human services for the fiscal year  
35 beginning July 1, 2018, and ending June 30, 2019, the following

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 amount, or so much thereof as is necessary, to be used for the  
2 purpose designated:

3 For the state supplementary assistance program:

4 ..... \$ 5,186,329

5 2. The department shall increase the personal needs  
6 allowance for residents of residential care facilities by the  
7 same percentage and at the same time as federal supplemental  
8 security income and federal social security benefits are  
9 increased due to a recognized increase in the cost of living.  
10 The department may adopt emergency rules to implement this  
11 subsection.

12 3. If during the fiscal year beginning July 1, 2018,  
13 the department projects that state supplementary assistance  
14 expenditures for a calendar year will not meet the federal  
15 pass-through requirement specified in Tit. XVI of the federal  
16 Social Security Act, section 1618, as codified in 42 U.S.C.  
17 §1382g, the department may take actions including but not  
18 limited to increasing the personal needs allowance for  
19 residential care facility residents and making programmatic  
20 adjustments or upward adjustments of the residential care  
21 facility or in-home health-related care reimbursement rates  
22 prescribed in this division of this Act to ensure that federal  
23 requirements are met. In addition, the department may make  
24 other programmatic and rate adjustments necessary to remain  
25 within the amount appropriated in this section while ensuring  
26 compliance with federal requirements. The department may adopt  
27 emergency rules to implement the provisions of this subsection.

28 Sec. 54. CHILDREN'S HEALTH INSURANCE PROGRAM.

29 1. There is appropriated from the general fund of the  
30 state to the department of human services for the fiscal year  
31 beginning July 1, 2018, and ending June 30, 2019, the following  
32 amount, or so much thereof as is necessary, to be used for the  
33 purpose designated:

34 For maintenance of the healthy and well kids in Iowa (hawk-i)  
35 program pursuant to [chapter 514I](#), including supplemental dental

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 services, for receipt of federal financial participation under  
2 Tit. XXI of the federal Social Security Act, which creates the  
3 children's health insurance program:

4 ..... \$ 4,259,226

5 2. Of the funds appropriated in this section, \$21,400 is  
6 allocated for continuation of the contract for outreach with  
7 the department of public health.

8 Sec. 55. CHILD CARE ASSISTANCE. There is appropriated  
9 from the general fund of the state to the department of human  
10 services for the fiscal year beginning July 1, 2018, and ending  
11 June 30, 2019, the following amount, or so much thereof as is  
12 necessary, to be used for the purpose designated:

13 For child care programs:

14 ..... \$ 19,671,808

15 1. Of the funds appropriated in this section, \$16,746,808  
16 shall be used for state child care assistance in accordance  
17 with [section 237A.13](#).

18 2. Nothing in this section shall be construed or is  
19 intended as or shall imply a grant of entitlement for services  
20 to persons who are eligible for assistance due to an income  
21 level consistent with the waiting list requirements of section  
22 237A.13. Any state obligation to provide services pursuant to  
23 this section is limited to the extent of the funds appropriated  
24 in this section.

25 3. A list of the registered and licensed child care  
26 facilities operating in the area served by a child care  
27 resource and referral service shall be made available to the  
28 families receiving state child care assistance in that area.

29 4. Of the funds appropriated in this section, \$2,925,000  
30 shall be credited to the early childhood programs grants  
31 account in the early childhood Iowa fund created in section  
32 256I.11. The moneys shall be distributed for funding of  
33 community-based early childhood programs targeted to children  
34 from birth through five years of age developed by early  
35 childhood Iowa areas in accordance with approved community

1 plans as provided in [section 256I.8](#).

2 5. The department may use any of the funds appropriated  
3 in this section as a match to obtain federal funds for use in  
4 expanding child care assistance and related programs. For  
5 the purpose of expenditures of state and federal child care  
6 funding, funds shall be considered obligated at the time  
7 expenditures are projected or are allocated to the department's  
8 service areas. Projections shall be based on current and  
9 projected caseload growth, current and projected provider  
10 rates, staffing requirements for eligibility determination  
11 and management of program requirements including data systems  
12 management, staffing requirements for administration of the  
13 program, contractual and grant obligations and any transfers  
14 to other state agencies, and obligations for decategorization  
15 or innovation projects.

16 6. A portion of the state match for the federal child care  
17 and development block grant shall be provided as necessary to  
18 meet federal matching funds requirements through the state  
19 general fund appropriation made for child development grants  
20 and other programs for at-risk children in [section 279.51](#).

21 7. If a uniform reduction ordered by the governor under  
22 section 8.31 or other operation of law, transfer, or federal  
23 funding reduction reduces the appropriation made in this  
24 section for the fiscal year, the percentage reduction in the  
25 amount paid out to or on behalf of the families participating  
26 in the state child care assistance program shall be equal to or  
27 less than the percentage reduction made for any other purpose  
28 payable from the appropriation made in this section and the  
29 federal funding relating to it. The percentage reduction to  
30 the other allocations made in this section shall be the same as  
31 the uniform reduction ordered by the governor or the percentage  
32 change of the federal funding reduction, as applicable.

33 If there is an unanticipated increase in federal funding  
34 provided for state child care assistance, the entire amount  
35 of the increase shall be used for state child care assistance

1 payments. If the appropriations made for purposes of the  
2 state child care assistance program for the fiscal year are  
3 determined to be insufficient, it is the intent of the general  
4 assembly to appropriate sufficient funding for the fiscal year  
5 in order to avoid establishment of waiting list requirements.

6 8. Notwithstanding [section 8.33](#), moneys advanced for  
7 purposes of the programs developed by early childhood Iowa  
8 areas, advanced for purposes of wraparound child care, or  
9 received from the federal appropriations made for the purposes  
10 of this section that remain unencumbered or unobligated at the  
11 close of the fiscal year shall not revert to any fund but shall  
12 remain available for expenditure for the purposes designated  
13 until the close of the succeeding fiscal year.

14 Sec. 56. JUVENILE INSTITUTION. There is appropriated  
15 from the general fund of the state to the department of human  
16 services for the fiscal year beginning July 1, 2018, and ending  
17 June 30, 2019, the following amounts, or so much thereof as is  
18 necessary, to be used for the purposes designated:

19 1. For operation of the state training school at Eldora and  
20 for salaries, support, maintenance, and miscellaneous purposes,  
21 and for not more than the following full-time equivalent  
22 positions:

23 .....	\$	5,675,221
24 .....	FTEs	189.00

25 Of the funds appropriated in this subsection, \$45,575 shall  
26 be used for distribution to licensed classroom teachers at this  
27 and other institutions under the control of the department of  
28 human services based upon the average student yearly enrollment  
29 at each institution as determined by the department.

30 2. A portion of the moneys appropriated in this section  
31 shall be used by the state training school at Eldora for  
32 grants for adolescent pregnancy prevention activities at the  
33 institution in the fiscal year beginning July 1, 2018.

34 Sec. 57. CHILD AND FAMILY SERVICES.

35 1. There is appropriated from the general fund of the

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 state to the department of human services for the fiscal year  
2 beginning July 1, 2018, and ending June 30, 2019, the following  
3 amount, or so much thereof as is necessary, to be used for the  
4 purpose designated:

5 For child and family services:  
6 ..... \$ 43,639,687

7 2. The department may transfer funds appropriated in this  
8 section as necessary to pay the nonfederal costs of services  
9 reimbursed under the medical assistance program, state child  
10 care assistance program, or the family investment program which  
11 are provided to children who would otherwise receive services  
12 paid under the appropriation in this section. The department  
13 may transfer funds appropriated in this section to the  
14 appropriations made in this division of this Act for general  
15 administration and for field operations for resources necessary  
16 to implement and operate the services funded in this section.

17 3. a. Of the funds appropriated in this section, up to  
18 \$17,868,324 is allocated as the statewide expenditure target  
19 under [section 232.143](#) for group foster care maintenance and  
20 services. If the department projects that such expenditures  
21 for the fiscal year will be less than the target amount  
22 allocated in this paragraph "a", the department may reallocate  
23 the excess to provide additional funding for shelter care  
24 or the child welfare emergency services addressed with the  
25 allocation for shelter care.

26 b. If at any time after September 30, 2018, annualization  
27 of a service area's current expenditures indicates a service  
28 area is at risk of exceeding its group foster care expenditure  
29 target under [section 232.143](#) by more than 5 percent, the  
30 department and juvenile court services shall examine all  
31 group foster care placements in that service area in order to  
32 identify those which might be appropriate for termination.  
33 In addition, any aftercare services believed to be needed  
34 for the children whose placements may be terminated shall be  
35 identified. The department and juvenile court services shall

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 initiate action to set dispositional review hearings for the  
2 placements identified. In such a dispositional review hearing,  
3 the juvenile court shall determine whether needed aftercare  
4 services are available and whether termination of the placement  
5 is in the best interest of the child and the community.

6 4. In accordance with the provisions of [section 232.188](#),  
7 the department shall continue the child welfare and juvenile  
8 justice funding initiative during fiscal year 2018-2019. Of  
9 the funds appropriated in this section, \$858,876 is allocated  
10 specifically for expenditure for fiscal year 2018-2019 through  
11 the decategorization services funding pools and governance  
12 boards established pursuant to [section 232.188](#).

13 5. A portion of the funds appropriated in this section  
14 may be used for emergency family assistance to provide other  
15 resources required for a family participating in a family  
16 preservation or reunification project or successor project to  
17 stay together or to be reunified.

18 6. Notwithstanding [section 234.35](#) or any other provision  
19 of law to the contrary, state funding for shelter care and  
20 the child welfare emergency services contracting implemented  
21 to provide for or prevent the need for shelter care shall be  
22 limited to \$4,048,079.

23 7. Federal funds received by the state during the fiscal  
24 year beginning July 1, 2018, as the result of the expenditure  
25 of state funds appropriated during a previous state fiscal  
26 year for a service or activity funded under this section are  
27 appropriated to the department to be used as additional funding  
28 for services and purposes provided for under this section.  
29 Notwithstanding [section 8.33](#), moneys received in accordance  
30 with this subsection that remain unencumbered or unobligated at  
31 the close of the fiscal year shall not revert to any fund but  
32 shall remain available for the purposes designated until the  
33 close of the succeeding fiscal year.

34 8. a. Of the funds appropriated in this section, up to  
35 \$1,645,000 is allocated for the payment of the expenses of

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 court-ordered services provided to juveniles who are under  
2 the supervision of juvenile court services, which expenses  
3 are a charge upon the state pursuant to section 232.141,  
4 subsection 4. Of the amount allocated in this paragraph "a",  
5 up to \$778,143 shall be made available to provide school-based  
6 supervision of children adjudicated under [chapter 232](#), of which  
7 not more than \$7,500 may be used for the purpose of training.  
8 A portion of the cost of each school-based liaison officer  
9 shall be paid by the school district or other funding source as  
10 approved by the chief juvenile court officer.

11 b. Of the funds appropriated in this section, up to \$374,492  
12 is allocated for the payment of the expenses of court-ordered  
13 services provided to children who are under the supervision  
14 of the department, which expenses are a charge upon the state  
15 pursuant to [section 232.141, subsection 4](#).

16 c. Notwithstanding [section 232.141](#) or any other provision  
17 of law to the contrary, the amounts allocated in this  
18 subsection shall be distributed to the judicial districts  
19 as determined by the state court administrator and to the  
20 department's service areas as determined by the administrator  
21 of the department of human services' division of child and  
22 family services. The state court administrator and the  
23 division administrator shall make the determination of the  
24 distribution amounts on or before June 15, 2018.

25 d. Notwithstanding [chapter 232](#) or any other provision of  
26 law to the contrary, a district or juvenile court shall not  
27 order any service which is a charge upon the state pursuant  
28 to [section 232.141](#) if there are insufficient court-ordered  
29 services funds available in the district court or departmental  
30 service area distribution amounts to pay for the service. The  
31 chief juvenile court officer and the departmental service area  
32 manager shall encourage use of the funds allocated in this  
33 subsection such that there are sufficient funds to pay for  
34 all court-related services during the entire year. The chief  
35 juvenile court officers and departmental service area managers

1 shall attempt to anticipate potential surpluses and shortfalls  
2 in the distribution amounts and shall cooperatively request the  
3 state court administrator or division administrator to transfer  
4 funds between the judicial districts' or departmental service  
5 areas' distribution amounts as prudent.

6 e. Notwithstanding any provision of law to the contrary,  
7 a district or juvenile court shall not order a county to pay  
8 for any service provided to a juvenile pursuant to an order  
9 entered under [chapter 232](#) which is a charge upon the state  
10 under [section 232.141, subsection 4](#).

11 f. Of the funds allocated in this subsection, not more than  
12 \$41,500 may be used by the judicial branch for administration  
13 of the requirements under this subsection.

14 g. Of the funds allocated in this subsection, \$8,500  
15 shall be used by the department of human services to support  
16 the interstate commission for juveniles in accordance with  
17 the interstate compact for juveniles as provided in section  
18 232.173.

19 9. Of the funds appropriated in this section, \$6,126,613 is  
20 allocated for juvenile delinquent graduated sanctions services.  
21 Any state funds saved as a result of efforts by juvenile court  
22 services to earn a federal Tit. IV-E match for juvenile court  
23 services administration may be used for the juvenile delinquent  
24 graduated sanctions services.

25 10. Of the funds appropriated in this section, \$829,142 is  
26 transferred to the department of public health to be used for  
27 the child protection center grant program for child protection  
28 centers located in Iowa in accordance with [section 135.118](#).  
29 The grant amounts under the program shall be equalized so that  
30 each center receives a uniform base amount of \$122,500, so that  
31 \$25,000 is awarded to establish a satellite child protection  
32 center in a city in north central Iowa that is the county  
33 seat of a county with a population between 44,000 and 45,000  
34 according to the 2010 federal decennial census, and so that the  
35 remaining funds are awarded through a funding formula based

1 upon the volume of children served.

2 11. If the department receives federal approval to  
3 implement a waiver under Tit. IV-E of the federal Social  
4 Security Act to enable providers to serve children who remain  
5 in the children's families and communities, for purposes of  
6 eligibility under the medical assistance program through 25  
7 years of age, children who participate in the waiver shall be  
8 considered to be placed in foster care.

9 12. Of the funds appropriated in this section, \$2,012,583 is  
10 allocated for the preparation for adult living program pursuant  
11 to [section 234.46](#).

12 13. Of the funds appropriated in this section, \$113,668  
13 shall be used for the public purpose of continuing a grant to  
14 a nonprofit human services organization providing services to  
15 individuals and families in multiple locations in southwest  
16 Iowa and Nebraska for support of a project providing immediate,  
17 sensitive support and forensic interviews, medical exams, needs  
18 assessments, and referrals for victims of child abuse and their  
19 nonoffending family members.

20 14. Of the funds appropriated in this section, \$150,310  
21 is allocated for the foster care youth council approach of  
22 providing a support network to children placed in foster care.

23 15. Of the funds appropriated in this section, \$101,000 is  
24 allocated for use pursuant to [section 235A.1](#) for continuation  
25 of the initiative to address child sexual abuse implemented  
26 pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection  
27 21.

28 16. Of the funds appropriated in this section, \$315,120 is  
29 allocated for the community partnership for child protection  
30 sites.

31 17. Of the funds appropriated in this section, \$185,625  
32 is allocated for the department's minority youth and family  
33 projects under the redesign of the child welfare system.

34 18. Of the funds appropriated in this section, \$568,297  
35 is allocated for funding of the community circle of care

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 collaboration for children and youth in northeast Iowa.

2 19. Of the funds appropriated in this section, at least  
3 \$73,579 shall be used for the continuation of the child  
4 welfare provider training academy, a collaboration between the  
5 coalition for family and children's services in Iowa and the  
6 department.

7 20. Of the funds appropriated in this section, \$105,936  
8 shall be used for continuation of the central Iowa system of  
9 care program grant through June 30, 2019.

10 21. Of the funds appropriated in this section, \$117,500  
11 shall be used for the public purpose of the continuation  
12 and expansion of a system of care program grant implemented  
13 in Cerro Gordo and Linn counties to utilize a comprehensive  
14 and long-term approach for helping children and families by  
15 addressing the key areas in a child's life of childhood basic  
16 needs, education and work, family, and community.

17 22. Of the funds appropriated in this section, at least  
18 \$12,500 shall be used to continue and to expand the foster  
19 care respite pilot program in which postsecondary students in  
20 social work and other human services-related programs receive  
21 experience by assisting family foster care providers with  
22 respite and other support.

23 23. Of the funds appropriated in this section, \$55,000  
24 shall be used for the public purpose of funding community-based  
25 services and other supports with a system of care approach  
26 for children with a serious emotional disturbance and their  
27 families through a nonprofit provider of child welfare services  
28 that has been in existence for more than 115 years, is located  
29 in a county with a population of more than 200,000 but less  
30 than 220,000 according to the latest certified federal census,  
31 is licensed as a psychiatric medical institution for children,  
32 and was a system of care grantee prior to July 1, 2018.

33 Sec. 58. ADOPTION SUBSIDY.

34 1. There is appropriated from the general fund of the  
35 state to the department of human services for the fiscal year

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 beginning July 1, 2018, and ending June 30, 2019, the following  
2 amount, or so much thereof as is necessary, to be used for the  
3 purpose designated:

4 a. For adoption subsidy payments and services:  
5 ..... \$ 20,388,955

6 b. (1) The funds appropriated in this section shall be used  
7 as authorized or allowed by federal law or regulation for any  
8 of the following purposes:

9 (a) For adoption subsidy payments and related costs.

10 (b) For post-adoption services and for other purposes under  
11 Tit. IV-B or Tit. IV-E of the federal Social Security Act.

12 (2) The department of human services may transfer funds  
13 appropriated in this subsection to the appropriation for  
14 child and family services in this Act for the purposes of  
15 post-adoption services as specified in this paragraph "b".

16 c. Notwithstanding section 8.33, moneys corresponding to  
17 the state savings resulting from implementation of the federal  
18 Fostering Connections to Success and Increasing Adoptions Act  
19 of 2008, Pub. L. No. 110-351, and successor legislation, as  
20 determined in accordance with 42 U.S.C. §673(a)(8), that remain  
21 unencumbered or unobligated at the close of the fiscal year,  
22 shall not revert to any fund but shall remain available for the  
23 purposes designated in this subsection until expended. The  
24 amount of such savings and any corresponding funds remaining  
25 at the close of the fiscal year shall be determined separately  
26 and any changes in either amount between fiscal years shall not  
27 result in an unfunded need.

28 2. The department may transfer funds appropriated in  
29 this section to the appropriation made in this division of  
30 this Act for general administration for costs paid from the  
31 appropriation relating to adoption subsidy.

32 3. Federal funds received by the state during the  
33 fiscal year beginning July 1, 2018, as the result of the  
34 expenditure of state funds during a previous state fiscal  
35 year for a service or activity funded under this section are

1 appropriated to the department to be used as additional funding  
2 for the services and activities funded under this section.  
3 Notwithstanding [section 8.33](#), moneys received in accordance  
4 with this subsection that remain unencumbered or unobligated  
5 at the close of the fiscal year shall not revert to any fund  
6 but shall remain available for expenditure for the purposes  
7 designated until the close of the succeeding fiscal year.

8     Sec. 59. JUVENILE DETENTION HOME FUND. Moneys deposited  
9 in the juvenile detention home fund created in [section 232.142](#)  
10 during the fiscal year beginning July 1, 2018, and ending June  
11 30, 2019, are appropriated to the department of human services  
12 for the fiscal year beginning July 1, 2018, and ending June 30,  
13 2019, for distribution of an amount equal to a percentage of  
14 the costs of the establishment, improvement, operation, and  
15 maintenance of county or multicounty juvenile detention homes  
16 in the fiscal year beginning July 1, 2017. Moneys appropriated  
17 for distribution in accordance with this section shall be  
18 allocated among eligible detention homes, prorated on the basis  
19 of an eligible detention home's proportion of the costs of all  
20 eligible detention homes in the fiscal year beginning July  
21 1, 2017. The percentage figure shall be determined by the  
22 department based on the amount available for distribution for  
23 the fund. Notwithstanding [section 232.142, subsection 3](#), the  
24 financial aid payable by the state under that provision for the  
25 fiscal year beginning July 1, 2018, shall be limited to the  
26 amount appropriated for the purposes of this section.

27     Sec. 60. FAMILY SUPPORT SUBSIDY PROGRAM.

28     1. There is appropriated from the general fund of the  
29 state to the department of human services for the fiscal year  
30 beginning July 1, 2018, and ending June 30, 2019, the following  
31 amount, or so much thereof as is necessary, to be used for the  
32 purpose designated:

33     For the family support subsidy program subject to the  
34 enrollment restrictions in [section 225C.37, subsection 3](#):  
35 ..... \$ 534,641

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 2. At least \$393,750 of the moneys appropriated in this  
2 section is transferred to the department of public health for  
3 the family support center component of the comprehensive family  
4 support program under chapter 225C, subchapter V.

5 3. If at any time during the fiscal year, the amount of  
6 funding available for the family support subsidy program  
7 is reduced from the amount initially used to establish the  
8 figure for the number of family members for whom a subsidy  
9 is to be provided at any one time during the fiscal year,  
10 notwithstanding [section 225C.38, subsection 2](#), the department  
11 shall revise the figure as necessary to conform to the amount  
12 of funding available.

13 Sec. 61. CONNER DECREE. There is appropriated from the  
14 general fund of the state to the department of human services  
15 for the fiscal year beginning July 1, 2018, and ending June 30,  
16 2019, the following amount, or so much thereof as is necessary,  
17 to be used for the purpose designated:

18 For building community capacity through the coordination  
19 and provision of training opportunities in accordance with the  
20 consent decree of Conner v. Branstad, No. 4-86-CV-30871(S.D.  
21 Iowa, July 14, 1994):  
22 ..... \$ 16,816

23 Sec. 62. MENTAL HEALTH INSTITUTES.

24 1. There is appropriated from the general fund of the  
25 state to the department of human services for the fiscal year  
26 beginning July 1, 2018, and ending June 30, 2019, the following  
27 amounts, or so much thereof as is necessary, to be used for the  
28 purposes designated:

29 a. For operation of the state mental health institute at  
30 Cherokee as required by chapters [218](#) and [226](#) for salaries,  
31 support, maintenance, and miscellaneous purposes, and for not  
32 more than the following full-time equivalent positions:  
33 ..... \$ 6,935,127  
34 ..... FTEs 162.00

35 b. For operation of the state mental health institute at

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 Independence as required by chapters 218 and 226 for salaries,  
 2 support, maintenance, and miscellaneous purposes, and for not  
 3 more than the following full-time equivalent positions:  
 4 ..... \$ 8,756,810  
 5 ..... FTEs 204.00

6 2. Notwithstanding sections 218.78 and 249A.11, any revenue  
 7 received from the state mental health institute at Cherokee or  
 8 the state mental health institute at Independence pursuant to  
 9 42 C.F.R §438.6(e) may be retained and expended by the mental  
 10 health institute.

11 3. Notwithstanding any provision of law to the contrary,  
 12 a Medicaid member residing at the state mental health  
 13 institute at Cherokee or the state mental health institute  
 14 at Independence shall retain Medicaid eligibility during  
 15 the period of the Medicaid member's stay for which federal  
 16 financial participation is available.

17 Sec. 63. STATE RESOURCE CENTERS.

18 1. There is appropriated from the general fund of the  
 19 state to the department of human services for the fiscal year  
 20 beginning July 1, 2018, and ending June 30, 2019, the following  
 21 amounts, or so much thereof as is necessary, to be used for the  
 22 purposes designated:

23 a. For the state resource center at Glenwood for salaries,  
 24 support, maintenance, and miscellaneous purposes:

25 ..... \$ 8,943,890

26 b. For the state resource center at Woodward for salaries,  
 27 support, maintenance, and miscellaneous purposes:

28 ..... \$ 6,038,517

29 2. The department may continue to bill for state resource  
 30 center services utilizing a scope of services approach used for  
 31 private providers of intermediate care facilities for persons  
 32 with an intellectual disability services, in a manner which  
 33 does not shift costs between the medical assistance program,  
 34 counties, or other sources of funding for the state resource  
 35 centers.

1 3. The state resource centers may expand the time-limited  
2 assessment and respite services during the fiscal year.

3 4. If the department's administration and the department  
4 of management concur with a finding by a state resource  
5 center's superintendent that projected revenues can reasonably  
6 be expected to pay the salary and support costs for a new  
7 employee position, or that such costs for adding a particular  
8 number of new positions for the fiscal year would be less  
9 than the overtime costs if new positions would not be added,  
10 the superintendent may add the new position or positions. If  
11 the vacant positions available to a resource center do not  
12 include the position classification desired to be filled, the  
13 state resource center's superintendent may reclassify any  
14 vacant position as necessary to fill the desired position. The  
15 superintendents of the state resource centers may, by mutual  
16 agreement, pool vacant positions and position classifications  
17 during the course of the fiscal year in order to assist one  
18 another in filling necessary positions.

19 5. If existing capacity limitations are reached in  
20 operating units, a waiting list is in effect for a service or  
21 a special need for which a payment source or other funding  
22 is available for the service or to address the special need,  
23 and facilities for the service or to address the special need  
24 can be provided within the available payment source or other  
25 funding, the superintendent of a state resource center may  
26 authorize opening not more than two units or other facilities  
27 and begin implementing the service or addressing the special  
28 need during fiscal year 2018-2019.

29 Sec. 64. SEXUALLY VIOLENT PREDATORS.

30 1. There is appropriated from the general fund of the  
31 state to the department of human services for the fiscal year  
32 beginning July 1, 2018, and ending June 30, 2019, the following  
33 amount, or so much thereof as is necessary, to be used for the  
34 purpose designated:

35 For costs associated with the commitment and treatment of

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 sexually violent predators in the unit located at the state  
2 mental health institute at Cherokee, including costs of legal  
3 services and other associated costs, including salaries,  
4 support, maintenance, and miscellaneous purposes, and for not  
5 more than the following full-time equivalent positions:

6 ..... \$ 4,732,373  
7 ..... FTEs 112.00

8 2. Unless specifically prohibited by law, if the amount  
9 charged provides for recoupment of at least the entire amount  
10 of direct and indirect costs, the department of human services  
11 may contract with other states to provide care and treatment  
12 of persons placed by the other states at the unit for sexually  
13 violent predators at Cherokee. The moneys received under  
14 such a contract shall be considered to be repayment receipts  
15 and used for the purposes of the appropriation made in this  
16 section.

17 Sec. 65. FIELD OPERATIONS. There is appropriated from the  
18 general fund of the state to the department of human services  
19 for the fiscal year beginning July 1, 2018, and ending June 30,  
20 2019, the following amount, or so much thereof as is necessary,  
21 to be used for the purposes designated:

22 For field operations, including salaries, support,  
23 maintenance, and miscellaneous purposes, and for not more than  
24 the following full-time equivalent positions:  
25 ..... \$ 24,242,217  
26 ..... FTEs 1,583.00

27 Priority in filling full-time equivalent positions shall be  
28 given to those positions related to child protection services  
29 and eligibility determination for low-income families.

30 Sec. 66. GENERAL ADMINISTRATION. There is appropriated  
31 from the general fund of the state to the department of human  
32 services for the fiscal year beginning July 1, 2018, and ending  
33 June 30, 2019, the following amount, or so much thereof as is  
34 necessary, to be used for the purpose designated:

35 For general administration, including salaries, support,

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 maintenance, and miscellaneous purposes, and for not more than  
2 the following full-time equivalent positions:

3 ..... \$ 7,016,520  
4 ..... FTEs 294.00

5 1. The department shall report at least monthly to the  
6 legislative services agency concerning the department's  
7 operational and program expenditures.

8 2. Of the funds appropriated in this section, \$75,000 shall  
9 be used to continue the contract for the provision of a program  
10 to provide technical assistance, support, and consultation to  
11 providers of habilitation services and home and community-based  
12 services waiver services for adults with disabilities under the  
13 medical assistance program.

14 3. Of the funds appropriated in this section, \$25,000  
15 is transferred to the Iowa finance authority to be used  
16 for administrative support of the council on homelessness  
17 established in [section 16.2D](#) and for the council to fulfill its  
18 duties in addressing and reducing homelessness in the state.

19 4. Of the funds appropriated in this section, \$100,000 shall  
20 be transferred to and deposited in the administrative fund of  
21 the Iowa ABLE savings plan trust created in [section 12I.4](#), to  
22 be used for implementation and administration activities of the  
23 Iowa ABLE savings plan trust.

24 5. Of the funds appropriated in this section, \$100,000 is  
25 transferred to the economic development authority for the Iowa  
26 commission on volunteer services to continue to be used for  
27 RefugeeRISE AmeriCorps program established under section 15H.8  
28 for member recruitment and training to improve the economic  
29 well-being and health of economically disadvantaged refugees in  
30 local communities across Iowa. Funds transferred may be used  
31 to supplement federal funds under federal regulations.

32 6. Of the funds appropriated in this section, \$100,000  
33 shall be used to continue to expand the provision of nationally  
34 accredited and recognized internet-based training to include  
35 mental health and disability services providers.

1     Sec. 67. DEPARTMENT-WIDE DUTIES. There is appropriated  
2 from the general fund of the state to the department of human  
3 services for the fiscal year beginning July 1, 2018, and ending  
4 June 30, 2019, the following amount, or so much thereof as is  
5 necessary, to be used for the purposes designated:

6     For salaries, support, maintenance, and miscellaneous  
7 purposes at facilities under the purview of the department of  
8 human services:

9 ..... \$ 1,439,637

10    Sec. 68. VOLUNTEERS. There is appropriated from the general  
11 fund of the state to the department of human services for the  
12 fiscal year beginning July 1, 2018, and ending June 30, 2019,  
13 the following amount, or so much thereof as is necessary, to be  
14 used for the purpose designated:

15    For development and coordination of volunteer services:

16 ..... \$ 42,343

17    Sec. 69. GENERAL REDUCTION. For the period beginning July  
18 1, 2018, and ending June 30, 2019, the department of human  
19 services, in consultation with the department of management,  
20 shall identify and implement a reduction in expenditures made  
21 from appropriations from the general fund to the department of  
22 human services in the amount of \$733,651.

23    Sec. 70. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY  
24 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE  
25 DEPARTMENT OF HUMAN SERVICES.

26    1. a. (1) (a) For the fiscal year beginning July  
27 1, 2018, case-mix, non-case mix, and special population  
28 nursing facilities shall be reimbursed in accordance with the  
29 methodology in effect on June 30, 2018.

30    (b) For managed care claims, the department of human  
31 services shall adjust the payment rate floor for nursing  
32 facilities, annually, to maintain a rate floor that is no  
33 lower than the Medicaid fee-for-service case-mix adjusted rate  
34 calculated in accordance with 441 IAC 81.6. The department  
35 shall then calculate adjusted reimbursement rates, including

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 but not limited to add-on-payments, annually, and shall  
2 notify Medicaid managed care organizations of the adjusted  
3 reimbursement rates within 30 days of determining the adjusted  
4 reimbursement rates. Any adjustment of reimbursement rates  
5 under this subparagraph division shall be budget neutral to the  
6 state budget.

7 (2) For any open or unsettled nursing facility cost report  
8 for a fiscal year prior to and including the fiscal year  
9 beginning July 1, 2017, including any cost report remanded on  
10 judicial review for inclusion of prescription drug, laboratory,  
11 or x-ray costs, the department shall offset all reported  
12 prescription drug, laboratory, and x-ray costs with any revenue  
13 received from Medicare or other revenue source for any purpose.  
14 For purposes of this subparagraph, a nursing facility cost  
15 report is not considered open or unsettled if the facility did  
16 not initiate an administrative appeal under [chapter 17A](#) or if  
17 any appeal rights initiated have been exhausted.

18 b. (1) For the fiscal year beginning July 1, 2018,  
19 the department shall establish the pharmacy dispensing fee  
20 reimbursement at \$10.02 per prescription, until a cost of  
21 dispensing survey is completed. The actual dispensing fee  
22 shall be determined by a cost of dispensing survey performed  
23 by the department and required to be completed by all medical  
24 assistance program participating pharmacies every two years,  
25 adjusted as necessary to maintain expenditures within the  
26 amount appropriated to the department for this purpose for the  
27 fiscal year.

28 (2) The department shall utilize an average acquisition  
29 cost reimbursement methodology for all drugs covered under the  
30 medical assistance program in accordance with 2012 Iowa Acts,  
31 chapter 1133, section 33.

32 c. (1) For the fiscal year beginning July 1, 2018,  
33 reimbursement rates for outpatient hospital services shall  
34 remain at the rates in effect on June 30, 2018, subject to  
35 Medicaid program upper payment limit rules, and adjusted

1 as necessary to maintain expenditures within the amount  
2 appropriated to the department for this purpose for the fiscal  
3 year.

4 (2) For the fiscal year beginning July 1, 2018,  
5 reimbursement rates for inpatient hospital services shall  
6 be rebased effective October 1, 2018, subject to Medicaid  
7 program upper payment limit rules, and adjusted as necessary  
8 to maintain expenditures within the amount appropriated to the  
9 department for this purpose for the fiscal year.

10 (3) For the fiscal year beginning July 1, 2018, the graduate  
11 medical education and disproportionate share hospital fund  
12 shall remain at the amount in effect on June 30, 2018, except  
13 that the portion of the fund attributable to graduate medical  
14 education shall be reduced in an amount that reflects the  
15 elimination of graduate medical education payments made to  
16 out-of-state hospitals.

17 (4) In order to ensure the efficient use of limited state  
18 funds in procuring health care services for low-income Iowans,  
19 funds appropriated in this Act for hospital services shall  
20 not be used for activities which would be excluded from a  
21 determination of reasonable costs under the federal Medicare  
22 program pursuant to 42 U.S.C. §1395x(v)(1)(N).

23 d. For the fiscal year beginning July 1, 2018, reimbursement  
24 rates for hospices and acute mental hospitals shall be  
25 increased in accordance with increases under the federal  
26 Medicare program or as supported by their Medicare audited  
27 costs.

28 e. For the fiscal year beginning July 1, 2018, independent  
29 laboratories and rehabilitation agencies shall be reimbursed  
30 using the same methodology in effect on June 30, 2018.

31 f. (1) For the fiscal year beginning July 1, 2018,  
32 reimbursement rates for home health agencies shall continue to  
33 be based on the Medicare low utilization payment adjustment  
34 (LUPA) methodology with state geographic wage adjustments.  
35 The department shall continue to update the rates every two

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 years to reflect the most recent Medicare LUPA rates to the  
2 extent possible within the state funding appropriated for this  
3 purpose.

4 (2) For the fiscal year beginning July 1, 2018, rates for  
5 private duty nursing and personal care services under the early  
6 and periodic screening, diagnostic, and treatment program  
7 benefit shall be calculated based on the methodology in effect  
8 on June 30, 2018.

9 g. For the fiscal year beginning July 1, 2018, federally  
10 qualified health centers and rural health clinics shall receive  
11 cost-based reimbursement for 100 percent of the reasonable  
12 costs for the provision of services to recipients of medical  
13 assistance.

14 h. For the fiscal year beginning July 1, 2018, the  
15 reimbursement rates for dental services shall remain at the  
16 rates in effect on June 30, 2018.

17 i. (1) For the fiscal year beginning July 1, 2018,  
18 reimbursement rates for the non-state-owned psychiatric medical  
19 institution for children shall be based on the methodology in  
20 effect on June 30, 2018.

21 (2) As a condition of participation in the medical  
22 assistance program, enrolled providers shall accept the medical  
23 assistance reimbursement rate for any covered goods or services  
24 provided to recipients of medical assistance who are children  
25 under the custody of a psychiatric medical institution for  
26 children.

27 j. For the fiscal year beginning July 1, 2018, unless  
28 otherwise specified in this Act, all noninstitutional medical  
29 assistance provider reimbursement rates shall remain at the  
30 rates in effect on June 30, 2018, except for area education  
31 agencies, local education agencies, infant and toddler  
32 services providers, home and community-based services providers  
33 including consumer-directed attendant care providers under a  
34 section 1915(c) or 1915(i) waiver, targeted case management  
35 providers, and those providers whose rates are required to be

1 determined pursuant to [section 249A.20](#).

2 k. Notwithstanding any provision to the contrary, for the  
3 fiscal year beginning July 1, 2018, the reimbursement rate  
4 for anesthesiologists shall be adjusted to implement the cost  
5 containment strategies authorized for the medical assistance  
6 program in this 2017 Act.

7 l. Notwithstanding [section 249A.20](#), for the fiscal year  
8 beginning July 1, 2018, the average reimbursement rate for  
9 health care providers eligible for use of the federal Medicare  
10 resource-based relative value scale reimbursement methodology  
11 under [section 249A.20](#) shall remain at the rate in effect on  
12 June 30, 2018; however, this rate shall not exceed the maximum  
13 level authorized by the federal government.

14 m. For the fiscal year beginning July 1, 2018, the  
15 reimbursement rate for residential care facilities shall not  
16 be less than the minimum payment level as established by the  
17 federal government to meet the federally mandated maintenance  
18 of effort requirement. The flat reimbursement rate for  
19 facilities electing not to file annual cost reports shall not  
20 be less than the minimum payment level as established by the  
21 federal government to meet the federally mandated maintenance  
22 of effort requirement.

23 n. For the fiscal year beginning July 1, 2018, the  
24 reimbursement rates for inpatient mental health services  
25 provided at hospitals shall be rebased effective October 1,  
26 2018, subject to Medicaid program upper payment limit rules;  
27 and psychiatrists shall be reimbursed at the medical assistance  
28 program fee-for-service rate in effect on June 30, 2018.

29 o. For the fiscal year beginning July 1, 2018, community  
30 mental health centers may choose to be reimbursed for the  
31 services provided to recipients of medical assistance through  
32 either of the following options:

33 (1) For 100 percent of the reasonable costs of the services.

34 (2) In accordance with the alternative reimbursement rate  
35 methodology approved by the department of human services in

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 effect on June 30, 2018.

2 p. For the fiscal year beginning July 1, 2018, the  
3 reimbursement rate for providers of family planning services  
4 that are eligible to receive a 90 percent federal match shall  
5 remain at the rates in effect on June 30, 2018.

6 q. Unless otherwise subject to a tiered rate methodology,  
7 for the fiscal year beginning July 1, 2018, the upper  
8 limits and reimbursement rates for providers of home and  
9 community-based services waiver services shall be reimbursed  
10 using the reimbursement methodology in effect on June 30, 2018.

11 r. For the fiscal year beginning July 1, 2018, the  
12 reimbursement rates for emergency medical service providers  
13 shall remain at the rates in effect on June 30, 2018.

14 s. For the fiscal year beginning July 1, 2018, reimbursement  
15 rates for substance-related disorder treatment programs  
16 licensed under section 125.13 shall remain at the rates in  
17 effect on June 30, 2018.

18 2. For the fiscal year beginning July 1, 2018, the  
19 reimbursement rate for providers reimbursed under the  
20 in-home-related care program shall not be less than the minimum  
21 payment level as established by the federal government to meet  
22 the federally mandated maintenance of effort requirement.

23 3. Unless otherwise directed in this section, when the  
24 department's reimbursement methodology for any provider  
25 reimbursed in accordance with this section includes an  
26 inflation factor, this factor shall not exceed the amount  
27 by which the consumer price index for all urban consumers  
28 increased during the calendar year ending December 31, 2002.

29 4. Notwithstanding section 234.38, for the fiscal  
30 year beginning July 1, 2018, the foster family basic daily  
31 maintenance rate and the maximum adoption subsidy rate for  
32 children ages 0 through 5 years shall be \$16.78, the rate for  
33 children ages 6 through 11 years shall be \$17.43, the rate for  
34 children ages 12 through 15 years shall be \$19.10, and the  
35 rate for children and young adults ages 16 and older shall

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 be \$19.35. For youth ages 18 to 21 who have exited foster  
2 care, the preparation for adult living program maintenance rate  
3 shall be \$602.70 per month. The maximum payment for adoption  
4 subsidy nonrecurring expenses shall be limited to \$500 and the  
5 disallowance of additional amounts for court costs and other  
6 related legal expenses implemented pursuant to 2010 Iowa Acts,  
7 chapter 1031, section 408, shall be continued.

8 5. For the fiscal year beginning July 1, 2018, the maximum  
9 reimbursement rates for social services providers under  
10 contract shall remain at the rates in effect on June 30, 2018,  
11 or the provider's actual and allowable cost plus inflation for  
12 each service, whichever is less. However, if a new service  
13 or service provider is added after June 30, 2018, the initial  
14 reimbursement rate for the service or provider shall be based  
15 upon a weighted average of provider rates for similar services.

16 6. a. For the fiscal year beginning July 1, 2018, the  
17 reimbursement rates for resource family recruitment and  
18 retention contractors shall be established by contract.

19 b. For the fiscal year beginning July 1, 2018, the  
20 reimbursement rates for supervised apartment living foster care  
21 providers shall be established by contract.

22 7. a. For the purposes of this subsection, "combined  
23 reimbursement rate" means the combined service and maintenance  
24 reimbursement rate for a service level under the department's  
25 reimbursement methodology. Effective July 1, 2018, the  
26 combined reimbursement rate for a group foster care service  
27 level shall be the amount designated in this subsection.  
28 However, if a group foster care provider's reimbursement rate  
29 for a service level as of June 30, 2018, is more than the rate  
30 designated in this subsection, the provider's reimbursement  
31 shall remain at the higher rate.

32 b. Unless a group foster care provider is subject to the  
33 exception provided in paragraph "a", effective July 1, 2018,  
34 the combined reimbursement rates for the service levels under  
35 the department's reimbursement methodology shall be as follows:

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 (1) For service level, community - D1, the daily rate shall  
2 be at least \$84.17.

3 (2) For service level, comprehensive - D2, the daily rate  
4 shall be at least \$119.09.

5 (3) For service level, enhanced - D3, the daily rate shall  
6 be at least \$131.09.

7 8. The group foster care reimbursement rates paid for  
8 placement of children out of state shall be calculated  
9 according to the same rate-setting principles as those used for  
10 in-state providers, unless the director of human services or  
11 the director's designee determines that appropriate care cannot  
12 be provided within the state. The payment of the daily rate  
13 shall be based on the number of days in the calendar month in  
14 which service is provided.

15 9. a. For the fiscal year beginning July 1, 2018, the  
16 reimbursement rate paid for shelter care and the child welfare  
17 emergency services implemented to provide or prevent the need  
18 for shelter care shall be established by contract.

19 b. For the fiscal year beginning July 1, 2018, the combined  
20 service and maintenance components of the reimbursement rate  
21 paid for shelter care services shall be based on the financial  
22 and statistical report submitted to the department. The  
23 maximum reimbursement rate shall be \$101.83 per day. The  
24 department shall reimburse a shelter care provider at the  
25 provider's actual and allowable unit cost, plus inflation, not  
26 to exceed the maximum reimbursement rate.

27 c. Notwithstanding [section 232.141, subsection 8](#), for the  
28 fiscal year beginning July 1, 2018, the amount of the statewide  
29 average of the actual and allowable rates for reimbursement of  
30 juvenile shelter care homes that is utilized for the limitation  
31 on recovery of unpaid costs shall remain at the amount in  
32 effect for this purpose in the fiscal year beginning July 1,  
33 2017.

34 10. For the fiscal year beginning July 1, 2018, the  
35 department shall calculate reimbursement rates for intermediate

1 care facilities for persons with an intellectual disability  
2 at the 80th percentile. Beginning July 1, 2018, the rate  
3 calculation methodology shall utilize the consumer price index  
4 inflation factor applicable to the fiscal year beginning July  
5 1, 2018.

6 11. For the fiscal year beginning July 1, 2018, for child  
7 care providers reimbursed under the state child care assistance  
8 program, the department shall set provider reimbursement  
9 rates based on the rate reimbursement survey completed in  
10 December 2004. Effective July 1, 2018, the child care provider  
11 reimbursement rates shall remain at the rates in effect on June  
12 30, 2018. The department shall set rates in a manner so as  
13 to provide incentives for a nonregistered provider to become  
14 registered by applying the increase only to registered and  
15 licensed providers.

16 12. For the fiscal year beginning July 1, 2018, affected  
17 providers or services shall be reimbursed as follows:

18 a. For fee-for-service claims, reimbursement shall be  
19 calculated based on the methodology otherwise specified in this  
20 section for the fiscal year beginning July 1, 2018, for the  
21 respective provider or service.

22 b. For claims subject to a managed care contract with the  
23 exception of any provider or service to which a reimbursement  
24 increase is applicable for the fiscal year under this section,  
25 reimbursement shall be based on the methodology established by  
26 the managed care contract. However, any rate or reimbursement  
27 established under such contract shall not be lower than the  
28 rate or reimbursement floor established by the department  
29 of human services as the managed care organization rate or  
30 reimbursement floor for a respective provider or service in  
31 effect on April 1, 2016.

32 13. Notwithstanding any provision to the contrary,  
33 reimbursement rates and methodologies under this section may  
34 be adjusted as necessary to implement the cost containment  
35 strategies authorized for the medical assistance program in

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 this 2017 Act.

2 14. The department may adopt emergency rules to implement  
3 this section.

4 Sec. 71. EMERGENCY RULES.

5 1. If specifically authorized by a provision of this  
6 division of this Act, the department of human services or  
7 the mental health and disability services commission may  
8 adopt administrative rules under section 17A.4, subsection  
9 3, and [section 17A.5, subsection 2, paragraph "b"](#), to  
10 implement the provisions of this division of this Act and  
11 the rules shall become effective immediately upon filing or  
12 on a later effective date specified in the rules, unless the  
13 effective date of the rules is delayed or the applicability  
14 of the rules is suspended by the administrative rules review  
15 committee. Any rules adopted in accordance with this section  
16 shall not take effect before the rules are reviewed by the  
17 administrative rules review committee. The delay authority  
18 provided to the administrative rules review committee under  
19 section 17A.4, subsection 7, and [section 17A.8, subsection 9](#),  
20 shall be applicable to a delay imposed under this section,  
21 notwithstanding a provision in those sections making them  
22 inapplicable to [section 17A.5, subsection 2, paragraph "b"](#).  
23 Any rules adopted in accordance with the provisions of this  
24 section shall also be published as a notice of intended action  
25 as provided in [section 17A.4](#).

26 2. If during a fiscal year, the department of human  
27 services is adopting rules in accordance with this section  
28 or as otherwise directed or authorized by state law, and the  
29 rules will result in an expenditure increase beyond the amount  
30 anticipated in the budget process or if the expenditure was  
31 not addressed in the budget process for the fiscal year, the  
32 department shall notify the persons designated by this division  
33 of this Act for submission of reports, the chairpersons and  
34 ranking members of the committees on appropriations, and  
35 the department of management concerning the rules and the

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 expenditure increase. The notification shall be provided at  
2 least 30 calendar days prior to the date notice of the rules  
3 is submitted to the administrative rules coordinator and the  
4 administrative code editor.

5 Sec. 72. REPORTS. Any reports or other information  
6 required to be compiled and submitted under this Act during the  
7 fiscal year beginning July 1, 2018, shall be submitted to the  
8 chairpersons and ranking members of the joint appropriations  
9 subcommittee on health and human services, the legislative  
10 services agency, and the legislative caucus staffs on or  
11 before the dates specified for submission of the reports or  
12 information.

13 Sec. 73. TRANSFER OF MEDICAID MODERNIZATION SAVINGS BETWEEN  
14 APPROPRIATIONS FY 2018-2019. Notwithstanding section 8.39,  
15 subsection 1, for the fiscal year beginning July 1, 2018, if  
16 savings resulting from the governor's Medicaid modernization  
17 initiative accrue to the medical contracts or children's health  
18 insurance program appropriation from the general fund of the  
19 state and not to the medical assistance appropriation from the  
20 general fund of the state under this division of this Act,  
21 such savings may be transferred to such medical assistance  
22 appropriation for the same fiscal year without prior written  
23 consent and approval of the governor and the director of the  
24 department of management. The department of human services  
25 shall report any transfers made pursuant to this section to the  
26 legislative services agency.

27 Sec. 74. EFFECTIVE UPON ENACTMENT. The following  
28 provisions of this division of this Act, being deemed of  
29 immediate importance, take effect upon enactment:

30 1. The provision relating to section 232.141 and directing  
31 the state court administrator and the division administrator of  
32 the department of human services division of child and family  
33 services to make the determination, by June 15, 2018, of the  
34 distribution of funds allocated for the payment of the expenses  
35 of court-ordered services provided to juveniles which are a

1 charge upon the state.

2 DIVISION XII

3 HEALTH CARE ACCOUNTS AND FUNDS — FY 2018-2019

4 Sec. 75. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is  
5 appropriated from the pharmaceutical settlement account created  
6 in section 249A.33 to the department of human services for the  
7 fiscal year beginning July 1, 2018, and ending June 30, 2019,  
8 the following amount, or so much thereof as is necessary, to be  
9 used for the purpose designated:

10 Notwithstanding any provision of law to the contrary, to  
11 supplement the appropriations made in this Act for medical  
12 contracts under the medical assistance program for the fiscal  
13 year beginning July 1, 2018, and ending June 30, 2019:

14 ..... \$ 400,000

15 Sec. 76. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF HUMAN  
16 SERVICES. Notwithstanding any provision to the contrary and  
17 subject to the availability of funds, there is appropriated  
18 from the quality assurance trust fund created in section  
19 249L.4 to the department of human services for the fiscal year  
20 beginning July 1, 2018, and ending June 30, 2019, the following  
21 amounts, or so much thereof as is necessary, for the purposes  
22 designated:

23 To supplement the appropriation made in this Act from the  
24 general fund of the state to the department of human services  
25 for medical assistance for the same fiscal year:

26 ..... \$ 18,352,604

27 Sec. 77. HOSPITAL HEALTH CARE ACCESS TRUST FUND —  
28 DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to  
29 the contrary and subject to the availability of funds, there is  
30 appropriated from the hospital health care access trust fund  
31 created in section 249M.4 to the department of human services  
32 for the fiscal year beginning July 1, 2018, and ending June  
33 30, 2019, the following amounts, or so much thereof as is  
34 necessary, for the purposes designated:

35 To supplement the appropriation made in this Act from the

1 general fund of the state to the department of human services  
2 for medical assistance for the same fiscal year:  
3 ..... \$ 16,960,277

4 Sec. 78. MEDICAL ASSISTANCE PROGRAM — NONREVERSION  
5 FOR FY 2018-2019. Notwithstanding section 8.33, if moneys  
6 appropriated for purposes of the medical assistance program for  
7 the fiscal year beginning July 1, 2018, and ending June 30,  
8 2019, from the general fund of the state, the quality assurance  
9 trust fund and the hospital health care access trust fund, are  
10 in excess of actual expenditures for the medical assistance  
11 program and remain unencumbered or unobligated at the close  
12 of the fiscal year, the excess moneys shall not revert but  
13 shall remain available for expenditure for the purposes of the  
14 medical assistance program until the close of the succeeding  
15 fiscal year.

16 DIVISION XIII

17 CHILD CARE FACILITY FUND — USE FOR FIELD OPERATIONS

18 Sec. 79. CHILD CARE FACILITY FUND — USE FOR FIELD  
19 OPERATIONS. Notwithstanding section 237A.4A, subsection 5,  
20 Code 2017, for the fiscal year beginning July 1, 2017, and  
21 ending June 30, 2018, in addition to the costs of dedicated  
22 staffing to perform the duties described in section 237A.4A,  
23 up to \$590,082 of the moneys in the child care facility fund  
24 may be used by the department of human services for additional  
25 expenditures of the child care regulatory unit within the  
26 department's field operations.

27 Sec. 80. EFFECTIVE UPON ENACTMENT. This division of this  
28 Act, being deemed of immediate importance, takes effect upon  
29 enactment.

30 DIVISION XIV

31 BIOLOGICS AND GENETICALLY TARGETED DRUGS — MEDICAID

32 Sec. 81. Section 249A.20A, subsection 3, Code 2017, is  
33 amended to read as follows:

34 3. a. The pharmaceutical and therapeutics committee shall  
35 recommend a preferred drug list to the department.

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1     b. The committee shall develop the preferred drug list  
2 by considering each drug's clinically meaningful therapeutic  
3 advantages in terms of safety, effectiveness, and clinical  
4 outcome.

5     c. The committee shall use evidence-based research methods  
6 in selecting the drugs to be included on the preferred drug  
7 list.

8     d. When making recommendations or determinations regarding  
9 beneficiary access to drugs and biological products for rare  
10 diseases, as defined in the federal Orphan Drug Act of 1983,  
11 Pub. L. No. 97-414, and drugs and biological products that are  
12 genetically targeted, the committee shall request and consider  
13 information from individuals who possess scientific or medical  
14 training with respect to the drug, biological product, or rare  
15 disease.

16     e. The committee shall periodically review all drug classes  
17 included on the preferred drug list and may amend the list to  
18 ensure that the list provides for medically appropriate drug  
19 therapies for medical assistance recipients and achieves cost  
20 savings to the medical assistance program.

21     f. The department may procure a sole source contract  
22 with an outside entity or contractor to provide professional  
23 administrative support to the pharmaceutical and therapeutics  
24 committee in researching and recommending drugs to be placed on  
25 the preferred drug list.

26     Sec. 82. Section 249A.24, Code 2017, is amended by adding  
27 the following new subsection:

28     NEW SUBSECTION. 2A. When making recommendations or  
29 determinations regarding beneficiary access to drugs and  
30 biological products for rare diseases, as defined in the  
31 federal Orphan Drug Act of 1983, Pub. L. No. 97-414, and  
32 drugs and biological products that are genetically targeted,  
33 the commission shall request and consider information from  
34 individuals who possess scientific or medical training with  
35 respect to the drug, biological product, or rare disease.

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 DIVISION XV

2 PUBLIC ASSISTANCE PROGRAMS OVERSIGHT

3 Sec. 83. 2017 Iowa Acts, House File 531, section 2,  
4 subsection 1, as enacted, is amended to read as follows:

5 1. The department of human services shall review state  
6 efforts, including pilot programs related to data sharing  
7 between states and technology-based solutions designed to curb  
8 interstate dual participation, to address program integrity  
9 for public assistance programs including Medicaid, the family  
10 investment program (FIP), the supplemental nutrition assistance  
11 program (SNAP), and the child care assistance program. As  
12 part of the review, the department shall explore opportunities  
13 to join existing pilot efforts in collaboration with other  
14 states including the effort involving the national accuracy  
15 clearinghouse, or to develop a separate pilot effort in Iowa.

16 Sec. 84. EFFECTIVE UPON ENACTMENT. This division of this  
17 Act, being deemed of immediate importance, takes effect upon  
18 enactment.

19 Sec. 85. RETROACTIVE APPLICABILITY. This division of this  
20 Act applies retroactively to March 30, 2017.

21 DIVISION XVI

22 BACKGROUND CHECK PRIVATE SECTOR ALTERNATIVES

23 Sec. 86. BACKGROUND CHECK — PRIVATE SECTOR  
24 ALTERNATIVES. The department of human services and the  
25 department of public safety shall jointly review private sector  
26 alternatives to the performance of state mandated criminal  
27 background checks currently performed solely by the department  
28 of public safety. The departments shall submit a report to  
29 the governor and the general assembly by December 15, 2017,  
30 including a description of the process used in reviewing  
31 private sector alternatives to perform criminal background  
32 checks, the findings from the review, and recommendations for  
33 utilizing private sector entities as an alternative to the  
34 department of public safety in performing criminal background  
35 checks.

1 DIVISION XVII

2 PSYCHIATRIC BED TRACKING SYSTEM

3 Sec. 87. DEPARTMENT OF HUMAN SERVICES PSYCHIATRIC BED  
4 TRACKING SYSTEM. The department of human services shall amend  
5 its administrative rules pursuant to chapter 17A to require  
6 the state mental health institutes and hospitals licensed  
7 to provide inpatient psychiatric treatment and services to  
8 participate in the psychiatric bed tracking system and to  
9 ensure updates are made, at a minimum, two times per day to  
10 the psychiatric bed tracking system. Updates shall include  
11 information on the availability of inpatient child, adult,  
12 and geriatric psychiatric beds staffed and available and  
13 information on the gender that can be accepted for each  
14 available bed.

15 DIVISION XVIII

16 CHILDREN'S WELL-BEING COLLABORATIVES AND ADVISORY COMMITTEE

17 Sec. 88. CHILDREN'S WELL-BEING COLLABORATIVES — GRANTS.

18 1. The department of human services shall establish a  
19 request for proposals process which shall be based upon  
20 recommendations for the development and implementation  
21 of children's well-being collaboratives described in the  
22 children's mental health study report submitted by the  
23 department to the general assembly on December 15, 2016.

24 2. A well-being collaborative shall consist of a  
25 broad-based group of entities in a defined geographical area  
26 represented by a lead agency. Entities in the well-being  
27 collaborative shall include a broad-based representation of key  
28 providers including but not limited to providers of prevention  
29 and early intervention services and mental health services to  
30 the target population.

31 3. A well-being collaborative shall be responsible for  
32 developing interagency coordination and collaboration for  
33 the provision of prevention and early intervention services  
34 within the designated geographic area and shall, at a minimum,  
35 demonstrate all of the following:

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 a. Experience and a strong understanding of how best to  
2 engage children and families to achieve positive mental health  
3 and well-being outcomes.

4 b. An ability to provide or administer prevention services  
5 for the improvement of children's mental health and well-being.

6 c. Experience and effectiveness in coordinating the  
7 collaborative efforts of multiple stakeholders working toward  
8 a common goal of improving the effectiveness of the group's  
9 efforts to achieve measurable improved outcomes.

10 4. A well-being collaborative shall build and maintain  
11 intentional collaboration among all entities with the goal of  
12 providing measurable improvements in outcomes for children and  
13 families.

14 5. A well-being collaborative shall build and improve  
15 coordination and effectiveness among entities to develop and  
16 provide primary, secondary, and tertiary prevention and early  
17 intervention services that are nonduplicative and that are  
18 aligned to meet the needs of children and families in the  
19 geographic area.

20 6. A well-being collaborative shall provide technical  
21 assistance to a diverse array of stakeholders, facilitate  
22 the distribution of public awareness materials that include  
23 information aimed at reducing the stigma of mental illness,  
24 and provide updates on changes in state and federal policy  
25 in relation to prevention and early intervention efforts  
26 concerning children's mental health and well-being.

27 7. A well-being collaborative shall establish or enhance  
28 collaborative efforts in all of the following areas:

29 a. The selection and implementation of evidence-based or  
30 promising prevention and early intervention models.

31 b. Understanding funding sources and how to utilize  
32 available funding most effectively.

33 c. The adoption or development, implementation, and  
34 analysis of community needs assessments.

35 d. The development, implementation, and analysis of a

1 community work plan based on the results of the community needs  
2 assessment.

3 e. The adoption or development and implementation of a  
4 uniform family assessment.

5 f. The utilization of research and data analysis to guide  
6 the work of the well-being collaborative.

7 g. The provision of culturally competent services and the  
8 ability to address issues relating to the disproportionate  
9 representation of a population group.

10 h. The development of public awareness and training  
11 programs, including programs aimed at reducing the stigma of  
12 mental illness.

13 i. The recruitment and retention of members in the  
14 well-being collaborative with a focus on achieving the goals  
15 and outcomes of the collaborative and supporting all members in  
16 the collaborative.

17 8. Each grantee shall submit reports to the department of  
18 human services by December 15, 2017, and April 15, 2018, to  
19 include information relating to the accomplishments and future  
20 plans of each well-being collaborative.

21 Sec. 89. CHILDREN'S MENTAL HEALTH AND WELL-BEING ADVISORY  
22 COMMITTEE. The department of human services shall create and  
23 provide support to a children's mental health and well-being  
24 advisory committee to continue efforts relating to improving  
25 children's mental health crisis services and children's  
26 well-being learning labs and supporting the children's  
27 well-being collaboratives.

28 DIVISION XIX

29 STATE FAMILY PLANNING SERVICES PROGRAM

30 Sec. 90. NEW SECTION. 217.41B State family planning  
31 services program — establishment — discontinuation of Medicaid  
32 family planning network waiver.

33 1. The department of human services shall discontinue the  
34 Medicaid family planning network waiver effective July 1, 2017,  
35 and shall instead establish a state family planning services

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)

1 program. The state program shall replicate the eligibility  
2 requirements and other provisions included in the Medicaid  
3 family planning network waiver as approved by the centers for  
4 Medicare and Medicaid services of the United States department  
5 of health and human services in effect on June 30, 2017.

6 2. Distribution of family planning services program funds  
7 under this section shall be made in a manner that continues  
8 access to family planning services.

9 3. Distribution of family planning services program funds  
10 shall not be made to any entity that performs abortions or that  
11 maintains or operates a facility where abortions are performed.  
12 For the purposes of this section, "abortion" does not include  
13 any of the following:

14 a. The treatment of a woman for a physical disorder,  
15 physical injury, or physical illness, including a  
16 life-endangering physical condition caused by or arising from  
17 the pregnancy itself, that would, as certified by a physician,  
18 place the woman in danger of death.

19 b. The treatment of a woman for a spontaneous abortion,  
20 commonly known as a miscarriage, when not all of the products  
21 of human conception are expelled.

22 4. Family planning services program funds distributed in  
23 accordance with this section shall not be used for direct or  
24 indirect costs, including but not limited to administrative  
25 costs or expenses, overhead, employee salaries, rent, and  
26 telephone and other utility costs, related to providing  
27 abortions as specified in subsection 3.

28 Sec. 91. EMERGENCY RULES. The department of human services  
29 may adopt emergency rules under section 17A.4, subsection 3,  
30 and section 17A.5, subsection 2, paragraph "b", to implement  
31 the provisions of this division of this Act, and the rules  
32 shall be effective immediately upon filing unless a later date  
33 is specified in the rules. Any rules adopted in accordance  
34 with this section shall also be published as a notice of  
35 intended action as provided in section 17A.4.

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)



- 1 a. Advanced registered nurse practitioners.
- 2 b. Psychologists.
- 3 c. Community mental health centers.
- 4 d. Home and community-based habilitation services
- 5 providers.
- 6 e. Behavioral health intervention.
- 7 f. Case management services including home and
- 8 community-based services case management services.
- 9 g. Home and community-based services waiver services.
- 10 h. Behavioral health services.
- 11 i. Community-based neurobehavioral rehabilitation
- 12 residential services and intermittent services.

13 3. The department of human services may adopt emergency  
14 rules under section 17A.4, subsection 3, and section 17A.5,  
15 subsection 2, paragraph "b", to implement the provisions of  
16 this division of this Act, and the rules shall be effective  
17 immediately upon filing unless a later date is specified in the  
18 rules. Any rules adopted in accordance with this section shall  
19 also be published as a notice of intended action as provided  
20 in section 17A.4.

21 Sec. 94. EFFECTIVE UPON ENACTMENT. This division of this  
22 Act, being deemed of immediate importance, takes effect upon  
23 enactment.

#### 24 DIVISION XXI

#### 25 TELEHEALTH PARITY INTERIM COMMITTEE

26 Sec. 95. TELEHEALTH PARITY INTERIM COMMITTEE.

27 1. The legislative council is requested to establish  
28 a study committee for the 2017 interim to examine issues  
29 relating to telehealth parity for private insurance and state  
30 employee health plans. The study committee shall consult with  
31 stakeholders to evaluate the benefits of telehealth parity  
32 within the context of the needs of Iowans such as access to  
33 health care, review existing policies related to telehealth  
34 reimbursement and the impact on private insurance and state  
35 employee health plans, consider the costs associated with

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 telehealth service utilization, consider telehealth's potential  
2 impact to economic development opportunities for Iowa's  
3 rural communities, and evaluate obstacles such as broadband  
4 accessibility.

5 2. The members of the committee shall include:

6 a. Ten members of the general assembly as voting members.

7 (1) Three members shall be appointed by the majority leader  
8 of the senate, two by the minority leader of the senate, three  
9 by the speaker of the house of representatives, and two by the  
10 minority leader of the house of representatives.

11 (2) The legislators appointed shall include:

12 (a) The chairpersons and ranking members of the general  
13 assembly's committees on human resources or a member of the  
14 committee designated by the chairperson or ranking member.

15 (b) The co-chairpersons and ranking members of the joint  
16 appropriations subcommittee on health and human services, or a  
17 member of the subcommittee designated by the co-chairperson or  
18 ranking member.

19 b. One representative of each of the following  
20 organizations as nonvoting members:

21 (1) The signal center for health innovation.

22 (2) The Iowa hospital association.

23 (3) An independent medical clinic.

24 (4) The Iowa medical society.

25 (5) The Iowa health care association.

26 (6) The federation of Iowa insurers.

27 (7) AARP Iowa.

28 (8) The Iowa telecommunications association.

29 (9) A mental health and disability services region.

30 c. The following agency directors or commissioner as ex  
31 officio nonvoting members:

32 (1) The director of public health, or the director's  
33 designee.

34 (2) The director of the department of administrative  
35 services, or the director's designee.

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 (3) The director of the department on aging, or the  
2 director's designee.

3 (4) The commissioner of insurance or the commissioner's  
4 designee.

5 3. The interim committee may request information and  
6 assistance from state agencies as applicable to the purpose of  
7 the interim committee, as needed to complete the work of the  
8 interim committee.

9 4. The interim committee shall submit its findings and  
10 recommendations to the general assembly by December 15, 2017,  
11 for consideration during the 2018 legislative session.

12 DIVISION XXII

13 ALZHEIMER'S AND OTHER FORMS OF DEMENTIA — HEALTH AND  
14 RESILIENCE OUTREACH (HERO) PROJECT — DEMENTIA-SPECIFIC CARE

15 Sec. 96. HERO PROJECT. The department of public health  
16 shall collaborate with stakeholders that support individuals  
17 with Alzheimer's disease to identify funding opportunities  
18 to support the health and resilience outreach (HERO) project  
19 for individuals caring for a family member with Alzheimer's or  
20 other forms of dementia.

21 Sec. 97. ACCESS TO DEMENTIA-SPECIFIC CARE. The department  
22 on aging, the department of public health, the department of  
23 inspections and appeals, and the department of human services  
24 shall jointly analyze and make recommendations regarding  
25 options for coordination between state agencies and private  
26 entities to promote increased access to dementia-specific care  
27 in both residential and home and community-based settings. The  
28 analyses and recommendations shall address barriers to, gaps  
29 in, and opportunities for increased access, the availability of  
30 services in home and community-based settings as an alternative  
31 to residential settings, and any changes in law necessary to  
32 better address the needs of individuals with dementia and their  
33 families. The departments shall submit a joint report of  
34 findings and recommendations to the governor and the general  
35 assembly by December 15, 2017.

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DIVISION XXIII

OFFICE OF MINORITY AND MULTICULTURAL HEALTH — REPEAL

Sec. 98. Section 135.159, subsection 3, paragraph i, Code 2017, is amended to read as follows:

*i.* For children, coordinate with and integrate guidelines, data, and information from existing newborn and child health programs and entities, including but not limited to the healthy opportunities for parents to experience success – healthy families Iowa program, the early childhood Iowa initiative, the center for congenital and inherited disorders screening and health care programs, standards of care for pediatric health guidelines, ~~the office of minority and multicultural health established in section 135.12~~, the oral health bureau established in section 135.15, and other similar programs and services.

Sec. 99. REPEAL. Section 135.12, Code 2017, is repealed.

DIVISION XXIV

PRIOR YEAR APPROPRIATIONS AND OTHER PRIOR PROVISIONS

ADOPTION SUBSIDY PAYMENTS AND SERVICES

Sec. 100. 2015 Iowa Acts, chapter 137, section 139, subsection 1, as amended by 2016 Iowa Acts, chapter 1139, section 17, is amended by adding the following new paragraph:

NEW PARAGRAPH. c. Notwithstanding section 8.33, moneys corresponding to the state savings resulting from implementation of the federal Fostering Connections to Success and Increasing Adoptions Act of 2008, Pub. L. No. 110-351, and successor legislation, as determined in accordance with 42 U.S.C. §673(a)(8), that remain unencumbered or unobligated at the close of the fiscal year, shall not revert to any fund but shall remain available for the purposes designated in this subsection until expended. The amount of such savings and any corresponding funds remaining at the close of the fiscal year shall be determined separately and any changes in either amount between fiscal years shall not result in an unfunded need.

DECATEGORIZATION

SF515.2585 (2) 87  
(amending this SF 515 to CONFORM to HF 653)



1 enactment.

2 DIVISION XXVI

3 HOSPITAL HEALTH CARE ACCESS ASSESSMENT PROGRAM — REPEAL

4 Sec. 106. Section 249M.5, Code 2017, is amended to read as  
5 follows:

6 **249M.5 Future repeal.**

7 This chapter is repealed July 1, ~~2017~~ 2019.

8 Sec. 107. EFFECTIVE UPON ENACTMENT. This division of this  
9 Act, being deemed of immediate importance, takes effect upon  
10 enactment.

11 DIVISION XXVII

12 CUSTODIAL CARE

13 Sec. 108. Section 249.12, Code 2017, is amended to read as  
14 follows:

15 **249.12 Cost-related system.**

16 1. In order to assure that the necessary data is available  
17 to aid the general assembly to determine appropriate funding  
18 for the custodial care program, the department of human  
19 services shall develop a cost-related system for financial  
20 supplementation to individuals who need custodial care and who  
21 have insufficient resources to purchase the care needed.

22 2. All privately operated licensed custodial facilities in  
23 Iowa shall cooperate with the department of human services to  
24 develop the cost-related plan. ~~After the plan is implemented,~~  
25 ~~state supplemental funds shall not be used for the care of~~  
26 ~~any individual in facilities that have not submitted cost~~  
27 ~~statements to the department of human services.~~

28 3. Beginning July 1, 2017, privately operated licensed  
29 custodial facilities in Iowa shall be reimbursed based on the  
30 maximum per diem rates established by the general assembly  
31 through the appropriations process.

32 DIVISION XXVIII

33 JUVENILE BEDS CAP

34 Sec. 109. Section 232.142, subsection 5, Code 2017, is  
35 amended to read as follows:

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 5. The director shall approve annually all such homes  
2 established and maintained under the provisions of this  
3 chapter. A home shall not be approved unless it complies with  
4 minimal rules and standards adopted by the director and has  
5 been inspected by the department of inspections and appeals.  
6 The statewide number of beds in the homes approved by the  
7 director shall not exceed two hundred ~~sixty-two~~ seventy-two  
8 beds beginning July 1, 2017.

9 DIVISION XXIX

10 TRANSFERS OF FUNDS BETWEEN DHS INSTITUTIONS

11 Sec. 110. Section 218.6, Code 2017, is amended to read as  
12 follows:

13 **218.6 Transfer of appropriations made to institutions.**

14 Notwithstanding [section 8.39, subsection 1](#), without the  
15 prior written consent and approval of the governor and the  
16 director of the department of management, the director of human  
17 services may transfer funds between the appropriations made for  
18 the ~~same type of institution~~ institutions, listed as follows:

- 19 1. The state resource centers.
- 20 2. The state mental health institutes.
- 21 3. The state ~~juvenile institutions consisting of the state~~  
22 training school and the Iowa juvenile home.
- 23 4. The civil commitment unit for sexual offenders.

24 DIVISION XXX

25 PELVIC EXAMS — PRIOR CONSENT

26 Sec. 111. NEW SECTION. 147.114 Prior informed consent  
27 relative to pelvic examinations — patient under anesthesia or  
28 unconscious — penalties.

29 1. A person licensed or certified to practice a  
30 profession, or a student undertaking a course of instruction  
31 or participating in a clinical training or residency program  
32 for a profession, shall not perform a pelvic examination on an  
33 anesthetized or unconscious patient unless one of the following  
34 conditions is met:

35 a. The patient or the patient's authorized representative

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 provides prior written informed consent to the pelvic  
2 examination, and the pelvic examination is necessary for  
3 preventive, diagnostic, or treatment purposes.

4 *b.* The patient or the patient's authorized representative  
5 has provided prior written informed consent to a surgical  
6 procedure or diagnostic examination to be performed on the  
7 patient, and the performance of a pelvic examination is within  
8 the scope of care ordered for that surgical procedure or  
9 diagnostic examination.

10 *c.* The patient is unconscious and incapable of providing  
11 prior informed consent, and the pelvic examination is necessary  
12 for diagnostic or treatment purposes.

13 *d.* A court has ordered the performance of the pelvic  
14 examination for the purposes of collection of evidence.

15 2. A person who violates this section is subject to the  
16 penalty specified under section 147.86, and any professional  
17 disciplinary provisions, as applicable.

18 DIVISION XXXI

19 NON-STATE GOVERNMENT-OWNED NURSING FACILITY UPPER PAYMENT LIMIT

20 ALTERNATIVE PAYMENT PROGRAM

21 Sec. 112. 2016 Iowa Acts, chapter 1139, section 81, is  
22 amended by striking the section, and inserting in lieu thereof  
23 the following:

24 SEC. 81. Section 249L.2, subsection 6, Code 2016, is amended  
25 to read as follows:

26 6. "*Nursing facility*" means a licensed nursing facility as  
27 defined in [section 135C.1](#) that is a freestanding facility or  
28 a nursing facility operated by a hospital licensed pursuant  
29 to [chapter 135B](#), but does not include a distinct-part skilled  
30 nursing unit or a swing-bed unit operated by a hospital, or  
31 a nursing facility owned by the state or federal government  
32 or other governmental unit. "*Nursing facility*" includes a  
33 non-state government-owned nursing facility if the nursing  
34 facility participates in the non-state government-owned nursing  
35 facility upper payment limit alternative payment program.

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1     Sec. 113. 2016 Iowa Acts, chapter 1139, section 82, is  
2 amended to read as follows:

3     SEC. 82. NON-STATE GOVERNMENT-OWNED NURSING FACILITY UPPER  
4 PAYMENT LIMIT ~~SUPPLEMENTAL~~ ALTERNATIVE PAYMENT PROGRAM.

5     1. The department of human services shall submit, to the  
6 centers for Medicare and Medicaid services (CMS) of the United  
7 States department of health and human services no later than  
8 September 29, 2017, a Medicaid state plan amendment to allow  
9 qualifying non-state government-owned nursing facilities to  
10 ~~receive a supplemental~~ participate in an alternative payment  
11 program in accordance with the upper payment limit requirements  
12 pursuant to 42 C.F.R. §447.272. The ~~supplemental~~ alternative  
13 payment shall be in addition to the greater of the payment in  
14 accordance with the upper payment limit requirements pursuant  
15 to 42 C.F.R. §447.272 or the Medicaid fee-for-service per diem  
16 reimbursement rate or the per diem payment established for the  
17 nursing facility under a Medicaid managed care contract.

18     2. At a minimum, the Medicaid state plan amendment shall  
19 provide for all of the following:

20     a. A non-state governmental entity shall provide the state  
21 share of the difference between the expected ~~supplemental~~  
22 alternative payment and the Medicaid fee-for-service per diem  
23 reimbursement rate in the form of an intergovernmental transfer  
24 to the state.

25     b. The state shall claim federal matching funds and shall  
26 make ~~supplemental~~ alternative payments to eligible non-state  
27 governmental entities based on the ~~supplemental~~ alternative  
28 payment amount as calculated by the state for each nursing  
29 facility for which a non-state governmental entity owns the  
30 nursing facility's license. A managed care contractor shall  
31 not retain any portion of the ~~supplemental~~ alternative payment,  
32 but shall treat the ~~supplemental~~ difference between the  
33 expected alternative payment and the Medicaid fee-for-service  
34 per diem reimbursement rate as a pass-through component of  
35 the capitated payment calculation to the eligible non-state

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 governmental entity.

2 c. The ~~supplemental~~ alternative payment program shall  
3 be budget neutral to the state. No general fund revenue  
4 shall be expended under the program including for costs of  
5 administration. If payments under the program result in  
6 overpayment to a nursing facility, or if CMS disallows federal  
7 participation related to a nursing facility's receipt or  
8 use of ~~supplemental~~ alternative payments authorized under  
9 the program, the state may recoup an amount equivalent to  
10 the amount of ~~supplemental~~ alternative payments overpaid or  
11 disallowed. ~~Supplemental~~ Alternative payments shall be subject  
12 to any adjustment for payments made in error, including but not  
13 limited to adjustments made by state or federal law, and the  
14 state may recoup an amount equivalent to any such adjustment.

15 d. A nursing facility participating in the program shall  
16 notify the state of any changes in ownership that may affect  
17 the nursing facility's continued eligibility for the program  
18 within thirty days of any such change.

19 e. No portion of the ~~supplemental~~ alternative payment  
20 paid to a participating nursing facility may be used for  
21 contingent fees. Expenditures for development fees, legal  
22 fees, or consulting fees shall not exceed five percent of  
23 the ~~supplemental~~ alternative funds received, annually, and  
24 any such expenditures shall be reported to the department of  
25 human services, and included in the department's annual report  
26 pursuant to subsection 3.

27 f. The ~~supplemental~~ alternative payment paid to a  
28 participating nursing facility shall only be used as specified  
29 in state and federal law. ~~Supplemental~~ Alternative payments  
30 paid to a participating nursing facility shall only be used as  
31 follows:

32 (1) A portion of the amount received may be used for nursing  
33 facility quality improvement initiatives including but not  
34 limited to educational scholarships and nonmandatory training.  
35 Priority in the awarding of contracts for such training shall

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 be for Iowa-based organizations.

2 (2) A portion of the amount received may be used for nursing  
3 facility remodeling or renovation. Priority in the awarding  
4 of contracts for such remodeling or renovations shall be for  
5 Iowa-based organizations and skilled laborers.

6 (3) A portion of the amount received may be used for health  
7 information technology infrastructure and software. Priority  
8 in the awarding of contracts for such health information  
9 technology infrastructure and software shall be for Iowa-based  
10 organizations.

11 (4) A portion of the amount received may be used for  
12 endowments to offset costs associated with maintenance of  
13 hospitals licensed under [chapter 135B](#) and nursing facilities  
14 licensed under [chapter 135C](#).

15 g. A non-state governmental entity shall only be eligible  
16 for ~~supplemental~~ alternative payments attributable to up to 10  
17 percent of the potential non-state government-owned nursing  
18 facilities licensed in the state.

19 3. Following receipt of approval and implementation of the  
20 program, the department shall submit a report to the governor  
21 and the general assembly, annually, on or before December 15,  
22 regarding the program. The report shall include, at a minimum,  
23 the name and location of participating non-state governmental  
24 entities and the non-state government-owned nursing facilities  
25 with which the non-state governmental entities have partnered  
26 to participate in the program; the amount of the matching  
27 funds provided by each non-state governmental entity; the  
28 net ~~supplemental payment amount~~ difference between the  
29 expected alternative payment and the Medicaid fee-for-service  
30 per diem reimbursement rate received by each participating  
31 non-governmental entity and non-state government-owned nursing  
32 facility; and the amount expended for each of the specified  
33 categories of approved expenditure.

34 4. The department of human services shall work  
35 collaboratively with representatives of nursing facilities,

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 hospitals, and other affected stakeholders in adopting  
2 administrative rules, and in implementing and administering  
3 this program.

4 5. As used in this section:

5 a. "Non-state governmental entity" means a hospital  
6 authority, hospital district, health care district, city, or  
7 county.

8 b. "Non-state government-owned nursing facility" means a  
9 nursing facility owned or operated by a non-state governmental  
10 entity for which a non-state governmental entity holds  
11 the nursing facility's license and is party to the nursing  
12 facility's Medicaid contract.

13 Sec. 114. 2016 Iowa Acts, chapter 1139, section 84,  
14 subsection 1, is amended to read as follows:

15 1. The section of this division of this Act directing the  
16 department of human services to submit a Medicaid state plan  
17 amendment to CMS no later than September 29, 2017, shall be  
18 implemented as soon as possible following enactment, consistent  
19 with all applicable federal requirements.

20 Sec. 115. EFFECTIVE UPON ENACTMENT. This division of this  
21 Act, being deemed of immediate importance, takes effect upon  
22 enactment.

23 Sec. 116. RETROACTIVE APPLICABILITY. This division of this  
24 Act applies retroactively to May 27, 2016.

25 DIVISION XXXII

26 LEGISLATIVE INTERIM — OPIOID EPIDEMIC EVALUATION

27 Sec. 117. LEGISLATIVE INTERIM STUDY COMMITTEE — OPIOID  
28 EPIDEMIC EVALUATION.

29 1. The legislative council is requested to establish an  
30 interim study committee to comprehensively evaluate the state's  
31 response to the opioid epidemic in the state.

32 2. The committee shall receive input from agencies and  
33 entities including but not limited to all of the following:

34 a. Representatives of the professional licensing boards for  
35 professionals authorized to prescribe controlled substances.

SF515.2585 (2) 87

(amending this SF 515 to CONFORM to HF 653)

1 b. Representatives of public safety and public health  
2 including but not limited to the office of the state medical  
3 examiner, the division of criminal investigation of the  
4 department of public safety, the department of corrections and  
5 community-based corrections, law enforcement agencies, the  
6 governor's office of drug control policy, and the department  
7 of public health.

8 c. Representatives of the medical community and health  
9 insurance payers including but not limited to the Iowa hospital  
10 association, the Iowa medical society, the Iowa osteopathic  
11 medical society, the Iowa pharmacy association, and America's  
12 health insurance plans.

13 d. Consumers and representatives of consumers including but  
14 not limited to the Iowa substance abuse information center, the  
15 Iowa prescription abuse reduction task force, and addiction  
16 treatment centers in the state.

17 3. The interim committee's evaluation shall include but is  
18 not limited to a review of the protocols and practices relating  
19 to the prescribing of opioid medications and the treatment  
20 options available including medication-assisted treatment.

21 4. The interim committee shall submit a report, including  
22 findings and recommendations, to the governor and the general  
23 assembly by November 15, 2017.>

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MARK COSTELLO